



GUILDFORD
BOROUGH

Satish Mistry
Director of Corporate Services

www.guildford.gov.uk

Contact Officer:

Sophie Butcher

Committee Manager

Tel no: 01483 444056

17 September 2015

Dear Councillor,

Your attendance is requested at a meeting of the **LICENSING SUB COMMITTEE** to be held in Meeting Room 3, Guildford Borough Council, Millmead House, Millmead, Surrey, GU2 4BB on **THURSDAY, 1 OCTOBER 2015** at **10.00 am**.

Yours faithfully

Satish Mistry
Director of Corporate Services

MEMBERS OF THE LICENSING SUB COMMITTEE

The Deputy Mayor, Councillor Gordon Jackson (Chairman)
Councillor David Goodwin
Councillor Mike Parsons

QUORUM 3



INVESTOR IN PEOPLE



Guildford Borough Council

Millmead House, Millmead, Guildford, Surrey GU2 4BB

THE COUNCIL'S STRATEGIC FRAMEWORK

Vision – for the borough

For Guildford to be a town and borough:

- with strong infrastructure
- world-class businesses with capacity to expand and deliver growth
- an evolving and vibrant economy which creates a progressive and sustainable environment
- for people today and future generations living in an ever improving society.

Five fundamental themes that support the achievement of our vision

- **Infrastructure** – working effectively with partners to drive development and business growth that will expand our economy
- **Economy** – to grow a sustainable economy that will support all aspects of life in our borough.
- **Development** – to ensure that there is appropriate infrastructure, commercial space and a range of homes, built sensitively, without damaging our heritage or countryside.
- **Sustainability** – to ensure the services we provide and the borough develops and grows, in the most sustainable way.
- **Society** – to evolve a self-reliant and sustaining community, while supporting our most vulnerable residents.

Values for our residents

- We will strive to be the best Council.
- We will deliver quality and value for money services.
- We will help the vulnerable members of our community.
- We will be open and accountable.
- We will deliver improvements and enable change across the borough.

Mission – for the Council

A forward looking, efficiently run Council, working in partnership with others and providing first class services that give the community value for money, now and in the future.

Developing our Council

To be a well led, collaborative organisation that has customer care and top quality at its heart. To have highly trained and proficient staff and councillors who challenge and learn.

AGENDA

**ITEM
NO.**

1 LOCAL CODE OF CONDUCT - DISCLOSABLE PECUNIARY INTERESTS

In accordance with the revised local Code of Conduct, a councillor is required to disclose at the meeting any disclosable pecuniary interest (DPI) that they may have in respect of any matter for consideration on this agenda. Any councillor with a DPI must not participate in any discussion or vote regarding that matter and that they must also withdraw from the meeting immediately before consideration of the matter.

If that DPI has not been registered, you must notify the Monitoring Officer of the details of the DPI within 28 days of the date of the meeting.

**2 KING'S HEAD PUB, QUARRY STREET, GUILDFORD, GU1 3XJ
VARIATION APPLICATION (Pages 1 - 56)**

**Please contact us to request this document in an
alternative format**

This page is intentionally left blank

LICENSING SUB-COMMITTEE

1 OCTOBER 2015

Application. Type:	Application for the variation of a Premises Licence, number GUPLA0329	
Ward:	Holy Trinity	Ward Councillors: Cllr Nils Christiansen Cllr Geoff Davis Cllr Dennis Paul
Applicant:	Kings Head Pub (Guildford) Limited, Kings Head PH, Quarry Street, Guildford, Surrey, GU1 3XQ	
Applicant's Representative	Robert Mattock, Mattock Consultancy Services Limited, Sundial House, High Street, Horsell, Woking, Surrey, GU21 4SU	
Premises:	Kings Head, Quarry Street, Guildford, GU1 3UA	
Proposal:	The premises is a public house located in Guildford town centre. The application is to vary the conditions on the licence to allow the garden area to be used during a longer period of the opening hours and remove the restriction on numbers in the smoking area. There is no proposed change to the overall hours or licensable activities.	

1. SITE LOCATION

1.1 The premises is a public house situated in the town centre. There is a mix of commercial and residential properties adjacent to the premises. A site location map is attached as **Appendix 1**. The dots on the map indicate residential properties.

2. LICENCE HISTORY

2.1 The current premises licence GUPLA0329 and the authorised plans are attached as **Appendix 2**.

2.2 The licence commenced on 24 November 2005, and was granted to the applicant following a hearing on 27 September 2005.

2.3 The current designated premises supervisor (DPS) has been named on the licence since 9 September 2014.

2.4 A variation application in 2011 to extend the terminal hour was granted in part following a hearing on 20 January 2012. A copy of the record of hearing is attached as **Appendix 2**.

3. APPLICATION

3.1 The application form, a copy of which is attached as **Appendix 3**, gives the following information in relation to the variation proposal.

3.2 Proposed hours:

There are no changes proposed to the hours of operation.

3.3 Conditions

- 3.3.1 The applicant has proposed the removal of condition G2 and amendment of condition F6.

Condition F6 states: "Customers shall not be permitted to use any external part of the premises, e.g. outside drinking areas, for any purposes after 23:30hrs, including the consumption of alcohol, except for the designated smoking area as detailed on the submitted plan." Condition G2 states: No more than 12 people to be allowed in the smoking area at any one time."

- 3.3.2 The applicant has proposed amending condition F6 to state: "Customers shall not be permitted to use any external part of the premises, e.g. outside drinking areas, for any purposes after 00:30 hours Sunday to Thursday and 01:00 hours Friday to Saturday, including the consumption of alcohol, except for the designated smoking area as detailed on the submitted plan."

The applicant has proposed the following step to promote the licensing objectives, which we have tried to convert into an appropriate, enforceable condition.

1. The Designated Premises Supervisor (or their nominated representative) shall carry out regular monitoring checks (e.g. every 30 minutes) to encourage those patrons in the patio bar/courtyard area to keep noise to a minimum. A record of these checks including time, date and any action taken, shall be maintained and produced, upon request, to an authorised officer of a responsible authority.

4. CONSULTATIONS

(i) Consultation period

The application was in consultation from 7 August to 3 September 2015. The application was advertised in accordance with the regulations.

(ii) Representations from Responsible Authorities

Environmental Health submitted a representation stating that there had been no complaints of noise nuisance and they had no concerns. A copy of this representation is attached as **Appendix 4**.

(iii) Representations from other persons

Two representations were received from other persons, mainly on the grounds of prevention of public nuisance, although reference is made to public safety. A copy of these representations are attached as **Appendix 5**.

No representations have been made in relation to the removal of Condition G2 and therefore this part of the variation should be granted.

Reference has been made to the applicant failing to justify the variation; however the applicant is not required to demonstrate a need or demand for the business for the purposes of determining a licensing application.

5. LICENSING POLICY

The following sections of the Council's Licensing Policy are relevant:

- Section 5: (Fundamental Principles)
- Section 10:10.1 – 10.8 (Public Safety)
- Section 11:11.1 – 11.6 (Prevention of Public Nuisance)

6. NATIONAL GUIDANCE

The following sections of the Guidance issued in March 2015 by the Secretary of State under Section 182 of the Licensing Act 2003 are relevant:

Paragraphs 2.6 – 2.13 – Public Safety

Paragraphs 2.14 – 2.20 – Public Nuisance

Paragraphs 9.30 – 9.40 – Hearings

Paragraphs 9.41 – 9.43 – Determining actions that are appropriate for the promotion of the licensing objectives

Paragraphs 10.1 to 10.68 – Conditions attached to premises licences

7. CONCLUSION:

- (I) The Sub-Committee is requested to consider the application for the variation of the premises licence on its merits.
- (II) Subject to paragraph (III) below, Section 35(2) of the Licensing Act 2003 provides that the Sub-Committee must grant the application.
- (III) Having regard to the relevant representations received, the Sub-Committee must take such steps (if any) as it considers appropriate for the promotion of the licensing objectives. The steps are:
 - To modify the conditions of the licence, whether by alteration or omission of conditions or the addition of new conditions. Any additional or altered conditions must be appropriate for the promotion of the licensing objectives, proportionate and should address the matters raised in the representations.
 - To reject the application in whole or in part.

Originator:

Peter Muir, Licensing Compliance Officer

Tel: (01483) 444110

E-mail: peter.muir@guildford.gov.uk

This page is intentionally left blank



This page is intentionally left blank



Licensing Act 2003

GUPLA0329

Premises Licence

Part 1 - Premises Details

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

Kings Head

Quarry Street, Guildford, Surrey, GU1 3XQ.

Telephone 01483 575004

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the sale by retail of alcohol



Justine Fuller
Environmental Health Manager
Guildford Borough Council



Licensing Act 2003

GUPLA0329

Premises Licence

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
C. Indoor sporting event	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
E. Performance of live music (Indoors)	Monday to Sunday	11:00am	Midnight
F. Playing of recorded music (Indoors)	Monday to Thursday	11:00am	12:10am
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	12:10am
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Thursday	11:00am	11:00pm
	Friday to Saturday	11:00am	3:00am
	Sunday	11:00am	11:00pm
L. Late night refreshment (Indoors)	Monday to Thursday	11:00pm	12:30am
	Friday to Saturday	11:00pm	3:00am
	Sunday	11:00pm	12:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	11:00am	12:30am
Friday to Saturday	11:00am	3:30am
Sunday	Noon	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

Premises Licence

GUPLA0329

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

Kings Head Pub (Guildford) Ltd

The Kings Head, Quarry Street, Guildford, Surrey, GU1 3XQ.
Telephone 01483 575004

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

Kings Head Pub (Guildford) Ltd

04996830

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

Harry John WHITE



PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL

Licence No. GUPA1421

Issued by Guildford



Justine Fuller
Environmental Health Manager
Guildford Borough Council



Premises Licence

ANNEXES

MANDATORY CONDITIONS

A: Sales of alcohol

1. No supply of alcohol may be made under the premises licence -
 - a. at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. at a time when the designated premises supervisor does not hold a personal licence or the 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 Licensing Conditions (Alcohol Sales)

- 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.
- 1.2 In this paragraph, 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
 - 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 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.
- 3.2 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.
- 3.3 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. 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;

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

GUPLA0329

Premises Licence

ANNEXES continued ...

- ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
- iii still wine in a glass: 125 ml;
- 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."

B: Permitted price for alcohol

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-
 - (i) P is the permitted price,
 - (ii) D is the amount 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;
 - 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) "value 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.

C: Film exhibitions

- a) Subject to subsection (b) below, the admission of children to the exhibition of films on the premises shall be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC)
- b) If the licensing authority does not agree with the category of any film as recommended by the BBFC, it may alter the category

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

GUPLA0329

Premises Licence

ANNEXES continued ...

of the film. On notice of alteration of category being given by the licensing authority to the holder of the licence, the film shall thereafter be treated as being in the altered category and admission of children to the exhibition of the film shall be restricted accordingly

D: Door supervision

Where at specified times one or more individuals must be at the premises to carry out a security activity, all such individuals must be licensed by the 'Security Industry Authority (SIA)

Further Conditions

E: Permitted hours

As displayed on the Premises Licence

a) Variations from these times displayed on license:

New Years Eve:

Supply of alcohol: 11:00hrs to 23:00hrs New Years Day
 Provision of Regulated Entertainment: 11:00hrs to 23:00hrs New Years Day
 Live Music: 11:00hrs to 00:00hrs
 Recorded Music: 11:00hrs to 23:00hrs New Years Day
 Provision of Indoor Sporting Events: 11:00hrs to 23:00hrs New Years Day
 Provision of Late Night Refreshment: 11:00hrs to 23:00hrs New Years Day
 Hours Premises are open to the public: 11:00hrs to 23:30 New Years Day

Thursday before Good Friday

Supply of alcohol: 11:00hrs to 01:00hrs
 Provision of Regulated Entertainment: 11:00hrs to 01:00hrs
 Live Music: 11:00hrs to 00:00hrs
 Recorded Music: 11:00hrs to 01:00hrs
 Provision of Indoor Sporting Events: 11:00hrs to 01:00hrs
 Provision of Late Night Refreshment: 11:00hrs to 01:00hrs
 Hours Premises are open to the public: 11:00hrs to 01:30hrs

F: Additional Conditions

1. No music shall be audible at the curtilage of the nearest residential dwelling.
2. Only recorded background music can be played in the beer garden on the proviso that it is purely background music that is not audible at the curtilage of the nearest residential dwellings.
3. External windows and doors serving the licensed area shall be kept shut at all times when regulated entertainment is being provided. Doors to the garden and to Quarry Street shall in any event be kept shut after 23:30hrs. Doors may be opened for normal entrance and egress of people but must be shut immediately thereafter and must be fitted with self-closers, which shall be maintained in good working order, which shall ensure this. Noise from the closing of doors shall not be audible beyond the site boundary.
4. No handling of goods or materials, which is audible from beyond the site boundary, shall be carried out at the premises between 23:00hrs and 07:00hrs. This shall particularly include operations such as putting materials or bottles into waste or recycling containers.
5. The licensee shall display notices at all public exits requesting customers to take all steps to minimise noise once they have

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

GUPLA0329

Premises Licence

ANNEXES continued ...

left the premises. The wording and size of such notices shall be agreed in writing with the Environmental Health & Licensing Service Unit

6. Customers shall not be permitted to use any external part of the premises, e.g. outside drinking areas, for any purposes after 23:30hrs, including the consumption of alcohol, except for the designated smoking area as detailed on the submitted plan.
7. Any provision of late night refreshment after 00:30am will only be by way of hot drinks. Hot food shall not be provided after 00:30.

G: Additional conditions imposed by the Licensing Sub-Committee on 20 January 2012

1. All public entertainment to which the licence applies, to be reduced to a level set in agreement with Environmental Health after 2:30 am.
2. No more than 12 people to be allowed in the smoking area at any one time.
3. A CCTV system must be installed on the premises. The CCTV System installed on the premises to be fully maintained at all times with monthly maintenance checks being undertaken and shall be operational when the premises are open.
4. The CCTV system must cover all internal public areas and immediate exterior. At least one camera shall be capable of clear visual identification of anyone entering the premises. All other cameras installed at the premises to provide identifiable images of individuals present.
5. There must always be a member of staff on the premises able to operate the CCTV system when the premises are open.
6. All CCTV footage to be retained for a minimum of 28 days and shall be made immediately available, either for viewing or in a format that can be downloaded, to any responsible authority on request.
7. On Fridays and Saturdays between the hours of 9 pm and 3:30 am, a minimum of two licensed security industry authority (SIA) door supervisors must be in place. One SIA licensed door supervisor must supervise the smoking area throughout this period.
8. New customers are not permitted entry to the premises after 1 am. However, customers exiting the premises to use the smoking area shall be permitted re-entry.

Justine Fuller

**Environmental Health Manager
Guildford Borough Council**





Licensing Act 2003

Premises Licence Summary

GUPLA0329

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

Kings Head

Quarry Street, Guildford, Surrey, GU1 3XQ.

Telephone 01483 575004

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the sale by retail of alcohol





Licensing Act 2003

GUPLA0329

Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
C. Indoor sporting event	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
E. Performance of live music (Indoors)	Monday to Sunday	11:00am	Midnight
F. Playing of recorded music (Indoors)	Monday to Thursday	11:00am	12:10am
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	12:10am
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Thursday	11:00am	11:00pm
	Friday to Saturday	11:00am	3:00am
	Sunday	11:00am	11:00pm
L. Late night refreshment (Indoors)	Monday to Thursday	11:00pm	12:30am
	Friday to Saturday	11:00pm	3:00am
	Sunday	11:00pm	12:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	11:00am	12:30am
Friday to Saturday	11:00am	3:30am
Sunday	Noon	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Kings Head Pub (Guildford) Ltd

The Kings Head, Quarry Street, Guildford, Surrey, GU1 3XQ.
Telephone 01483 575004

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

Premises Licence Summary

GUPLA0329

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

Kings Head Pub (Guildford) Ltd

04996830

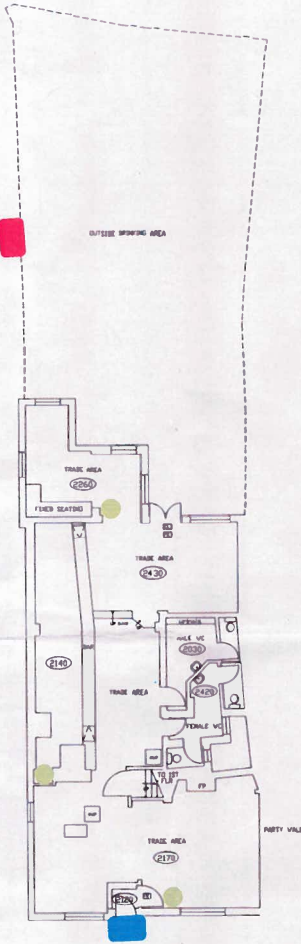
NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Harry John WHITE

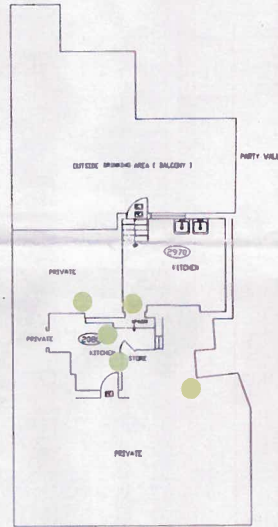
STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

None.





BUILDING SURVEYED AREA = 162.4 SQ. M
 [Symbol] LOCATED ON FIRST FLOOR
 [Symbol] LOCATED IN CELLAR
 SCALE 1:100
 GROUND FLOOR



SCALE 1:100
 FIRST FLOOR

SCHEDULE OF ADDITIONAL ACCOMMODATIONS
 1. Number of storeys of building
 2. Staff accommodation
 3. Letting rooms with min bar.
 4. Letting rooms without min bar.

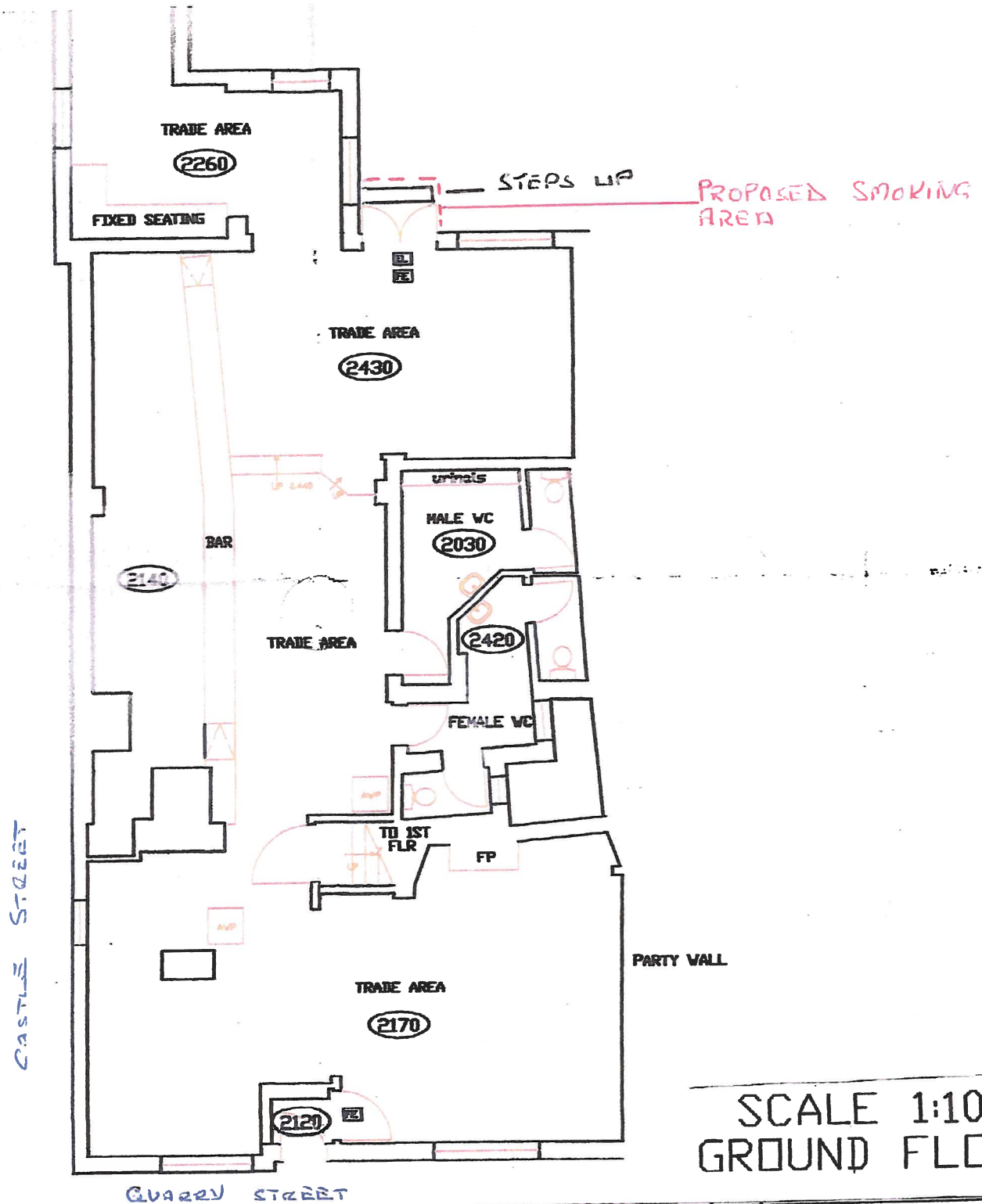


INDICATIVE ONLY
 SCALE 1:1250

- LEGEND
- [Symbol] CEILING HEIGHT
 - [Symbol] WINDOW
 - [Symbol] FIRE PLACE
 - [Symbol] DOOR
 - [Symbol] TOILET
 - [Symbol] URINAL
 - [Symbol] WASH HAND BASIN
 - [Symbol] BOILER
 - [Symbol] FIRE CHIT
 - [Symbol] EMERGENCY LIGHT
 - [Symbol] DISTRIBUTION BOARD
 - [Symbol] STEPS
 - [Symbol] SINK UNIT
 - [Symbol] AMUSEMENT WITH PRIZES
 - [Symbol] BAR FLAP
 - [Symbol] FIRE EXTINGUISHER
 - [Symbol] EXIT TO QUARRY ST
 - [Symbol] EXIT TO CASTLE ST

Property ID	Property Name	Address	Date of Survey	Drp. Scale
023221/70	Kings Head	Quarry Street Gulford GU7 3JG	24/08/04	AS SHOWN

OUTSIDE DRINKING AREA



SCALE 1:100
GROUND FLOOR

	Property Name	Kings Head	LICENSING SURVEY PLAN	
Property ID	Address	Quarry Street	Date of Survey	Drg. Scale
023221/70	Gulford	GU1 3XQ	24/08/04	AS SHOWN

2005-09-27 SUB CTTE B - KINGS HEAD

LICENSING ACT 2003
DRAFT RECORD OF HEARING AND DECISION TAKEN BY LICENSING SUB-COMMITTEE B

DATE OF HEARING:

Tuesday 27 September 2005

SUB-COMMITTEE MEMBERS PRESENT:

Councillor David Goodwin (Chairman)
Councillor John Ades
Councillor Ted Mayne

OTHER MEMBERS PRESENT:

None

OFFICERS PRESENT:

John Armstrong (Democratic Services)
Alastair Dearling (Licensing and Enforcement Officer)
Bob Mattock (Licensing Services Manager)
Adrian Stanfield (Legal and Property Services)

DISCLOSURES OF INTEREST BY MEMBERS PRESENT:

None

PREMISES:

The Kings Head
Quarry Street
GUILDFORD
Surrey GU1 3XQ

TYPE OF APPLICATION:

**E.G. CONVERSION/ VARIATION OF EXISTING PREMISES LICENCE /
APPLICATION FOR NEW LICENCE /
APPLICATION FOR PERSONAL LICENCE**

- (1) Conversion of existing premises licence
- (2) Variation of premises licence

DETAILS OF VARIATION SOUGHT:

- (1) Variation of licence to extend permitted hours for all licensable activities

Agenda item number: 2
Appendix 3

- (2) To remove the restrictions relating to drinking up time
- (3) To allow credit sales
- (4) To allow provision of regulated entertainment: Films, Indoor Sporting Events, Live Music, Recorded Music and anything of a similar description to Live and Recorded Music.
- (5) To supply alcohol
- (6) To provide late night refreshment
- (7) To remove all embedded restrictions

APPLICANT:

Mr Michael John Davey
The Kings Head
Quarry Street
GUILDFORD
Surrey GU1 3XQ

NAMES OF PERSONS REPRESENTING APPLICANT (IF ANY):

Mr Robin Walter (Barlow Robbins Solicitors)
Mr Michael Davey (licensee)

RESPONSIBLE AUTHORITIES APPEARING AT THE HEARING: (PLEASE ALSO STATE NAME OF PERSON ATTENDING ON BEHALF OF RESPONSIBLE AUTHORITY CONCERNED)

Environmental Health (Pollution Control):
Mr Gary Durrant
Principal Environmental Health Officer
Guildford Borough Council

INTERESTED PARTIES PRESENT:

**(IF NOT AN INDIVIDUAL PLEASE ALSO STATE NAME OF PERSON ATTENDING ON
BEHALF OF INTERESTED PARTY CONCERNED)**

*** indicates that the interested party addressed the hearing**

*Mrs Kate Vorley (on behalf of Mr Brett Vorley)

APPLICATION FOR CONVERSION OF EXISTING LICENCE:

The Sub-Committee noted that as there had been no objections raised by the Police, the application for conversion of the existing Justices' On-licence had been granted automatically, subject to the following embedded restrictions and mandatory conditions as set out in the Licensing Act 2003:

Embedded Restrictions

Agenda item number: 2
Appendix 3

The following conditions have been "embedded" by Schedule 8 of the Licensing Act 2003:-

Permitted hours - Sale of Alcohol

Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

- (a) On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11 a.m. to 11 p.m.
- (b) On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m.
- (c) On Good Friday, 12 noon to 10.30 p.m.
- (d) On Christmas Day, 12 noon to 3 p.m. and 7 p.m. to 10.30 p.m.
- (e) On New Year's Eve, except on a Sunday, 11 a.m. to 11 p.m.
- (f) On New Year's Eve on a Sunday, 12 noon to 10.30 p.m.
- (g) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

- (a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
- (b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
- (c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
- (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
- (e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
- (f) the sale of alcohol to a trader or club for the purposes of the trade or club;
- (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
- (h) the taking of alcohol from the premises by a person residing there;
- (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
- (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

On-licence, no children's certificate Children in bars

No person under fourteen shall be in the bar of the licensed premises during the permitted hours unless one of the following applies:

Agenda item number: 2
Appendix 3

- (1) He is the child of the holder of the premises licence.
- (2) He resides in the premises, but is not employed there.
- (3) He is in the bar solely for the purpose of passing to or from some part of the premises, which is not a bar and to or from which there is no other convenient means of access or egress.
- (4) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

Recorded Music:

Recorded music may be played throughout the premises provided it is incidental to another activity.

Private Entertainment:

Dancing, music or any other entertainment of a like kind, which is not a public entertainment but is promoted for private gain, shall be permitted in the premises.

Mandatory conditions

The following conditions are required to be imposed on the new premises licence by the Licensing Act 2003:

Sales of alcohol

- (1) No supply of alcohol may be made under the premises licence -
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or the 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.

DETAILS OF DECISION TAKEN:

In relation to the application for variation of the premises licence, the Sub-Committee took into account the relevant representations submitted both in writing and at the hearing, the relevant sections of the Council's Licensing Policy and the Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. The Sub-Committee

RESOLVED: That the application for variation of the premises licence be granted in the following terms and subject to the conditions set out below:-

- (i) the following licensable activities:-
 - Supply of alcohol (for consumption both on and off the premises)
 - Films

-
- Live Music
- Recorded music
- Indoor sporting events
- Anything of a similar description to live music and recorded music.
- The provision of late night refreshment.

(ii) the licensable hours being:

Supply of alcohol

- Monday to Thursday: 11:00 hrs to 00:00 hrs.
- Friday and Saturday: 11:00 hrs to 01:00 hrs the following day
- Sunday: 12:00 hrs to 00:00 hrs
- New Year's Eve: 11:00 hrs to 23:00 hrs New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:00 hrs the following day

Provision of Regulated Entertainment:

Films, (to include video entertainment and TV screens)

- Monday to Thursday: 11:00 hrs to 00:00 hrs.
- Friday and Saturday: 11:00 hrs to 01:00 hrs the following day
- Sunday: 12:00 hrs to 00:00 hrs
- New Year's Eve: 11:00 hrs to 23:00 hrs New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:00 hrs the following day

Live Music (indoors only)

- Monday to Sunday: 11:00 hrs to 00:00 hrs.

Recorded Music, (indoors only, including a juke box and karaoke)

- Monday to Thursday: 11:00 hrs to 00:10 hrs the following day.
- Friday and Saturday: 11:00 hrs to 01:10 hrs the following day
- Sunday: 12:00 hrs to 00:10 hrs the following day
- New Year's Eve: 11:00 hrs to 23:00 hrs New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:00 hrs the following day

Anything of a similar description to Live and Recorded Music (comperes for quiz evenings and similar events, comedians and similar performances using amplified voice)

- Monday to Sunday: 11:00 hrs to 23:00 hrs.
- New Year's Eve: 11:00 hrs to 23:00 hrs on New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:00 hrs the following day

Provision of Indoor Sporting Events (including pub games before an audience)

- Monday to Thursday: 11:00 hrs to 00.00 hrs.
- Friday and Saturday: 11:00 hrs to 01:00 hrs the following day

Agenda item number: 2
Appendix 3

-
- Sunday: 12:00 hrs to 00:00 hrs
- New Year's Eve: 11:00 hrs to 23:00 hrs New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:00 hrs the following day

Provision of Late Night Refreshment

- Monday to Sunday: 23.00 hrs to 00.30 hrs the following day

Other times the premises are to be open to the public:

- Monday to Thursday: 09:00 hrs to 00:30 hrs the following day
- Friday and Saturday: 09:00 hrs to 01:30 hrs the following day
- Sunday: 09:00 hrs to 00:30 hrs the following day
- New Year's Eve: 11:00 hrs to 23:30 hrs New Year's Day
- Thursday before Good Friday: 11:00 hrs to 01:30 hrs the following day

(iii) the following additional steps proposed by the applicant to promote the four licensing objectives being taken:

Prevention of Harm to Children

Children shall not be present during the extended hours.

(iv) the following additional conditions:

1. A tamper proof noise-limiting device shall be installed and permanently maintained in good working order within the premises. The device shall automatically control the volume of all amplified live and recorded entertainment at the venue at all times, such that noise will not cause disturbance to the locality or any adjacent noise sensitive premises. The maximum volume played shall be set in arrangement with Officers of the Environmental Health & Licensing Services Unit, which shall not be exceeded. If necessary, the licensee shall arrange to reset this level upon request from Officers of the Unit.
2. All regulated entertainment shall be restricted to within the buildings of the premises and no loud speakers external to the building shall be permitted.
3. External windows and doors serving the licensed area shall be kept shut at all times when regulated entertainment is being provided. Doors to the garden and to Quarry Street shall in any event be kept shut after 23:30 hrs. Doors may be opened for normal entrance and egress of people but must be shut immediately thereafter and must be fitted with self-closers, which shall be maintained in good working order, which shall ensure this. Noise from the closing of doors shall not be audible beyond the site boundary.
4. No handling of goods or materials, which is audible from beyond the site boundary, shall be carried out at the premises between 23:00 hrs and 07:00 hrs. This shall particularly include operations such as putting materials or bottles into waste or recycling containers.
5. The licensee shall display notices at all public exits requesting customers to take all steps to minimise noise once they have left the premises. The

Agenda item number: 2
Appendix 3

wording and size of such notices shall be agreed in writing with the Environmental Health & Licensing Services Unit.

6. Customers shall not be permitted to use any external part of the premises, e.g. outside drinking areas, for any purposes after 23:30 hrs, including the consumption of alcohol, except for access to and from the premises.

7. Film Exhibitions

(a) Subject to subsection (b) below, the admission of children to the exhibition of films on the premises shall be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC).

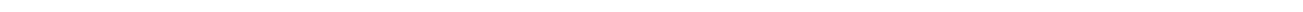
(b) If the licensing authority does not agree with the category of any film as recommended by the BBFC, it may alter the category of the film. On notice of alteration of category being given by the licensing authority to the holder of the licence, the film shall thereafter be treated as being in the altered category and admission of children to the exhibition of the film shall be restricted accordingly.

REASONS FOR DECISION:

1. To comply with the provisions of Section 35(2) of the Licensing Act 2003.
2. To promote the licensing objectives, in particular the prevention of public nuisance.
3. To balance the need to protect the amenities of residents in the immediate vicinity of the premises against the commercial interests of the applicant.

Signature of Chairman:

Dated:



This page is intentionally left blank

GUILDFORD BOROUGH COUNCIL

LICENSING ACT 2003 RECORD OF HEARING AND DECISION TAKEN BY THE LICENSING SUB-COMMITTEE	
DATE OF HEARING:	20 January 2012
SUB-COMMITTEE MEMBERS PRESENT:	Councillor Matt Furniss (Chairman) Councillor David Elms Councillor Gordon Jackson
OFFICERS PRESENT:	Sophie Butcher (Committee Services) Stephen Gerrard (Interim Head of Legal and Democratic Services) Catherine Hopkinson (Licensing Enforcement Officer) Ola Olaluwoye (Committee Services) Bridget Peplow (Senior Solicitor)
DISCLOSURES OF INTEREST BY MEMBERS PRESENT:	Councillor Matt Furniss knew Mr Bob Mattock (MCS Limited) who was previously employed by Guildford Borough Council.
PREMISES:	Kings Head Pub (Guildford) Ltd Quarry Street Guildford Surrey GU1 3XQ
TYPE OF APPLICATION:	Application for variation of Premises Licence; Number GUPLA0329.
DETAILS OF APPLICATION SOUGHT:	<p>1. An increase of the terminal hour for all licensable activities, on Friday and Saturday nights only, from 01:00 to 03:00 hours the same day.</p> <p>These activities are as follows:</p> <ul style="list-style-type: none"> • Films (indoor only) • Indoor sporting events • Live music (indoors only) • Recorded music (indoors only) • Anything of a similar description to live music, recorded music or performance of dance. (Indoor only). • Provision of facilities for making music (indoors only) • Provision of late night refreshment (indoors only) • Sale by retail of alcohol (for consumption on and off the premises)

GUILDFORD BOROUGH COUNCIL

	<p>2. To extend the opening hours on Friday and Saturday evenings from a closing time of 01:30 to 03:30am closing the same day.</p> <p>3. The removal of condition E6 attached to the premises licence, to allow the area immediately outside the lower level rear entrance / exit door to become a supervised 'smoking area'.</p>
APPLICANT:	<p>Mr Mike Davey</p> <p>Represented by: MCS Limited: Robert Mattock</p>
RESPONSIBLE AUTHORITIES:	<p><u>Responsible Authority</u> Sgt Amy Buffoni – Surrey Police Mr Colin Whitear – Surrey Police</p> <p>Mrs Trusha Plested – Environmental Health and Licensing, GBC</p>
INTERESTED PARTIES:	<p>None</p>

DETAILS OF DECISION TAKEN:

The Sub-Committee took into account all the relevant representations submitted in writing and comments made at the hearing and also the relevant sections of the Council's Licensing Policy and the National Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003 (as amended).

In considering the application to vary the licence for the King's Head Pub, the Licensing Sub-Committee noted the following:

- (i) The application for variation in respect of live music (indoors only) had been withdrawn.
- (ii) The provision for late night refreshments did not relate to food, only hot drinks for consumption on the premises.
- (iii) The application to vary the hours of the premises licence from 1am to 3am on a Friday and Saturday night and extend the opening hours was submitted as part of the King's Head Pub's business plan. Once the King's Head Pub had closed, a large number of the customers were found to move onto other late night venues. The proposed variation to the hours of the premises licence was geared to capturing that previously lost customer base.
- (iv) The premises licence holder clarified that recorded music levels in the pub were controlled by the staff. An open microphone session was held on a Wednesday night until 10:30pm.

GUILDFORD BOROUGH COUNCIL

- (v) A 9 camera CCTV system was already in situ. Surrey Police had recommended that a CCTV device system was installed which enabled facial recognition but this was considered by the licence holder as an extreme measure due to the small capacity threshold of the venue at 120 persons.
- (vi) The premises licence holder intended to employ two door staff on a Friday and Saturday night in line with the extended opening hours on these days.
- (vii) Concerns raised by Surrey Police in relation to the proposed variation of the premises licence from 1am to 3am. Specifically, the police had witnessed a 20% increase in violent crime deriving from public houses in Guildford since December 2011. No significant incidents had been reported to date in respect of this premises. A comparison had been undertaken by Surrey Police, of crimes relating to a similar premises that operated outside of the cumulative impact area. Crimes were identified to most likely occur after 1am in the morning. Surrey Police were not prepared to identify the premises used as a comparison for reasons of confidentiality.
- (viii) Heard concerns raised by Surrey Police in relation to the proposed maximum number of people permitted in the outside smoking area. Surrey Police advocated a maximum number of 6 persons at any one time in the smoking area as opposed to 12-15 persons so as to ensure the safety of the public and enable suitable egress.

Having considered all the merits of the case the Sub-Committee,

RESOLVED: That the application for the variation of premises licence (GUPLA0329), as amended by the withdrawal of the application in respect of live music, in relation to King's Head Pub, (Guildford) Ltd, Quarry Street, Guildford, Surrey, GU1 3XQ be granted subject to the following conditions imposed by the Sub-Committee and the variation rather than removal of condition E6:

- (i) All public entertainment to which the licence applies, to be reduced to a level set in agreement with Environmental Health after 2:30am.
- (ii) No more than 12 people to be allowed in the smoking area at any one time.
- (iii) A CCTV system must be installed on the premises. The CCTV System installed on the premises is to be fully maintained at all times with monthly maintenance checks being undertaken and shall be operational when the premises are open.
- (iv) The CCTV system must cover all internal public areas and immediate exterior. At least one camera shall be capable of clear visual identification of anyone entering the premises. All other cameras installed at the premises to provide identifiable images of individuals present.
- (v) There must always be a member of staff on the premises able to operate the CCTV system when the premises are open.

GUILDFORD BOROUGH COUNCIL

- (vi) All CCTV footage to be retained for a minimum of 28 days and shall be made immediately available, either for viewing or in a format that can be downloaded, to any responsible authority upon request.
- (vii) On Fridays and Saturdays between the hours of 9pm and 3:30am, a minimum of two licensed security industry authority (SIA) door supervisors must be in place. One SIA licensed door supervisor must supervise the smoking area throughout this period.
- (viii) New customers are not permitted entry to the premises after 1am. However, customers exiting the premises to use the smoking area shall be permitted re-entry.
- (ix) To vary condition E6 to read: Customers shall not be permitted to use any external part of the premises e.g. outside drinking areas, for any purposes after 23:30hrs, including the consumption of alcohol, except for the designated smoking area as detailed on the submitted plan.

REASON FOR DECISION:

The Sub-Committee considered the representations in detail, however, was not convinced by Surrey Police's comparison to a similar Public House where alcohol related crimes had been committed outside of the cumulative impact area. Surrey Police's refusal to identify the premises meant that the Sub-Committee was unable to satisfy itself that the comparison was a proper one to make and that there were no factors specific to that premises which would not be applicable to the King's Head. Surrey Police acknowledged that there were no significant incidents currently at the King's Head and were only concerned with the expected increase in crime and disorder due to the extension of hours. The Sub-Committee agreed that such a comparison failed to demonstrate that similar crimes would occur at the King's Head as a result of the extension of hours on a Friday and Saturday night. The Sub-Committee accepted that Surrey police had concerns about the potential for late night crime and disorder but noted that the applicant was in agreement with the majority of conditions suggested by Surrey Police. The Sub-Committee was satisfied that with these additional safeguards, particularly moving the CCTV cameras to face the doors and the employment of two door staff , one to man the premises and one to man the outside smoking area the extension of the opening hours would be controlled so as not to lead to crime and disorder or cause a public nuisance. The applicant had not agreed the doorstaff condition but the Sub-Committee felt that it was necessary to impose such a condition to manage the smoking area as well as the remainder of the premises.

Signature of Chairman:

Dated:

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

- System reference This is the unique reference for this application generated by the system.
- Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
- Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
- Yes No

Applicant Details

- * First name
- * Family name
- * E-mail
- Main telephone number Include country code.
- Other telephone number
- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual
- A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

- * Is the applicant's business registered in the UK with Companies House? Yes No
- * Registration number
- * Business name If the applicant's business is registered, use its registered name.
- * VAT number Put "none" if the applicant is not registered for VAT.
- * Legal status

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 17

APPLICATION DETAILS

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

38,700

Section 3 of 17

VARIATION

Do you want the proposed
variation to have effect as
soon as possible? Yes No

Do you want the proposed variation to have effect in relation to the
introduction of the late night levy?

Yes No

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 to the
late night levy.

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

Describe Briefly The Nature Of The Proposed Variation

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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

"The Kings Heads is a vibrant public house, situated at the edge of the town centre and close to the Castle grounds. This application is to vary the terms of Condition F6 which limits the time the management can allow customers to use the outside area to the rear of the premises and to remove Condition G2. The current requirement is to clear the garden at 23:30 and all customers have to move to the indoor area encouraging them to leave by the front door in Quarry Street. The make up of the area has changed greatly over the past two years, with many of the premises in the proximity of the Kings Head being allowed to change from business to residential use. This could mean that customers leaving from the front of the building are more likely, however unwittingly, cause some disturbance to local residents. Whilst there is no application in this variation request to change the general licensed hours of the premises, application is being made to allow the garden area to be used during a longer period of the opening hours. Specifically up to 00:30 Sunday to Thursday and 01:00 Friday & Saturday. These hours are similar to those recently granted to another licensed establishment in the immediate locality to use their outside area. During this period, only low background music would be played in the outside area. This application, if granted, would also encourage customers to leave the premises via the rear entrance which is not in close contact with residential properties. Thus any 'drift off' would cause less problems to the area. The establishment is well managed and no complaints have been recorded against their activities since the last variation application which was early in 2013

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to
vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Continued from previous page...

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes No

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 17

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Continued from previous page...

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Section 13 of 17

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

none

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide 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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

G2- if this variation is granted, then G2 would be unnecessary

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

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

Section 16 of 17

LICENSING OBJECTIVES

Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Continued from previous page...

The applicant is not aware, at the time of this variation application, of any further steps necessary to promote the four licensing objectives. The establishment management has not received any information from responsible authorities which should change that thought.

b) The prevention of crime and disorder

The applicant is not aware, at this time, of any further steps necessary to promote this licensing objective.

c) Public safety

The applicant is not aware, at this time, of any further steps necessary to promote this licensing objective.

d) The prevention of public nuisance

As well as maintaining the existing conditions relating to this objective, the Designated Premises Supervisor (or their nominated representative) will carry out regular monitoring checks (e.g. every 30 minutes) to encourage those patrons in the patio bar/courtyard area to keep the noise to the minimum

e) The protection of children from harm

The applicant is not aware, at this time, of any further steps necessary to promote this licensing objective.

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Variation Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Continued from previous page...

Capacity 50000-59999 £32,000.00
Capacity 60000-69999 £40,000.00
Capacity 70000-79999 £48,000.00
Capacity 80000-89999 £56,000.00
Capacity 90000 and over £64,000.00

* Fee amount (£)

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/guildford/change-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="MCS/KH/02"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [Next >](#)



GUILDFORD
BOROUGH

www.guildford.gov.uk

Agenda item number: 2
Appendix 5
John Martin
Head of Health and Community Care Services

Kings Head Pub (Guildford) Ltd
The Kings Head
Quarry Street
Guildford
Surrey
GU1 3XQ

Contact: Peter Muir
Direct Line: 01483 444110
Fax: 01483 444844
E-Mail: peter.muir@guildford.gov.uk

October 14, 2014

Dear Sirs

Premises Licence GUPLA0329

Date issued: **October 14, 2014**

Commences: **September 9, 2014**

Expires: **December 31, 9999**

Please find enclosed your licence.

Please be advised that current legislation requires an employer or other responsible person to carry out regular reviews of their health and safety and fire risk assessments, and as a result of changes to the workplace, revise the arrangements to reduce any increased risk.

Should you lose your licence and require a new one, please note a fee may be required to cover the costs of issuing a replacement.

If you have any questions do not hesitate to contact any member of the Licensing team.

Yours sincerely,

Peter Muir

Peter Muir
Licensing Compliance Officer



CSE





Licensing Act 2003

Premises Licence

GUPLA0329

Part 1 - Premises Details

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

Kings Head

Quarry Street, Guildford, Surrey, GU1 3XQ.

Telephone 01483 575004

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the sale by retail of alcohol





Licensing Act 2003

GUPLA0329

Premises Licence

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
C. Indoor sporting event	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight
E. Performance of live music (Indoors)	Monday to Sunday	11:00am	Midnight
F. Playing of recorded music (Indoors)	Monday to Thursday	11:00am	12:10am
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	12:10am
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Thursday	11:00am	11:00pm
	Friday to Saturday	11:00am	3:00am
	Sunday	11:00am	11:00pm
L. Late night refreshment (Indoors)	Monday to Thursday	11:00pm	12:30am
	Friday to Saturday	11:00pm	3:00am
	Sunday	11:00pm	12:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Thursday	11:00am	Midnight
	Friday to Saturday	11:00am	3:00am
	Sunday	Noon	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	11:00am	12:30am
Friday to Saturday	11:00am	3:30am
Sunday	Noon	12:30am

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

GUPLA0329

Premises Licence

ANNEXES

MANDATORY CONDITIONS

A: Sales of alcohol

1. No supply of alcohol may be made under the premises licence -
 - a. at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b. at a time when the designated premises supervisor does not hold a personal licence or the 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 Licensing Conditions (Alcohol Sales)

- 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.
- 1.2 In this paragraph, 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
 - 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 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.
- 3.2 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.
- 3.3 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. 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;

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

Premises Licence

GUPLA0329

ANNEXES continued ...

- ii. gin, rum, vodka or whisky: 25 ml or 35 ml; and
- iii still wine in a glass: 125 ml;
- 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."

B: Permitted price for alcohol

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-
 - (i) P is the permitted price,
 - (ii) D is the amount 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;
 - 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) "value 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.

C: Film exhibitions

- a) Subject to subsection (b) below, the admission of children to the exhibition of films on the premises shall be restricted in accordance with any recommendation made by the British Board of Film Classification (BBFC)
- b) If the licensing authority does not agree with the category of any film as recommended by the BBFC, it may alter the category

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

Premises Licence

GUPLA0329

ANNEXES continued ...

of the film. On notice of alteration of category being given by the licensing authority to the holder of the licence, the film shall thereafter be treated as being in the altered category and admission of children to the exhibition of the film shall be restricted accordingly

D: Door supervision

Where at specified times one or more individuals must be at the premises to carry out a security activity, all such individuals must be licensed by the Security Industry Authority (SIA)

Further Conditions

E: Permitted hours

As displayed on the Premises Licence

a) Variations from these times displayed on license:

New Years Eve:

Supply of alcohol: 11:00hrs to 23:00hrs New Years Day
Provision of Regulated Entertainment: 11:00hrs to 23:00hrs New Years Day
Live Music: 11:00hrs to 00:00hrs
Recorded Music: 11:00hrs to 23:00hrs New Years Day
Provision of Indoor Sporting Events: 11:00hrs to 23:00hrs New Years Day
Provision of Late Night Refreshment: 11:00hrs to 23:00hrs New Years Day
Hours Premises are open to the public: 11:00hrs to 23:30 New Years Day

Thursday before Good Friday

Supply of alcohol: 11:00hrs to 01:00hrs
Provision of Regulated Entertainment: 11:00hrs to 01:00hrs
Live Music: 11:00hrs to 00:00hrs
Recorded Music: 11:00hrs to 01:00hrs
Provision of Indoor Sporting Events: 11:00hrs to 01:00hrs
Provision of Late Night Refreshment: 11:00hrs to 01:00hrs
Hours Premises are open to the public: 11:00hrs to 01:30hrs

F: Additional Conditions

1. No music shall be audible at the curtilage of the nearest residential dwelling.
2. Only recorded background music can be played in the beer garden on the proviso that it is purely background music that is not audible at the curtilage of the nearest residential dwellings.
3. External windows and doors serving the licensed area shall be kept shut at all times when regulated entertainment is being provided. Doors to the garden and to Quarry Street shall in any event be kept shut after 23:30hrs. Doors may be opened for normal entrance and egress of people but must be shut immediately thereafter and must be fitted with self-closers, which shall be maintained in good working order, which shall ensure this. Noise from the closing of doors shall not be audible beyond the site boundary.
4. No handling of goods or materials, which is audible from beyond the site boundary, shall be carried out at the premises between 23:00hrs and 07:00hrs. This shall particularly include operations such as putting materials or bottles into waste or recycling containers.
5. The licensee shall display notices at all public exits requesting customers to take all steps to minimise noise once they have

Justine Fuller
Environmental Health Manager
Guildford Borough Council





Licensing Act 2003

GUPLA0329

Premises Licence

ANNEXES continued ...

left the premises. The wording and size of such notices shall be agreed in writing with the Environmental Health & Licensing Service Unit

6. Customers shall not be permitted to use any external part of the premises, e.g. outside drinking areas, for any purposes after 23:30hrs, including the consumption of alcohol, except for the designated smoking area as detailed on the submitted plan.
7. Any provision of late night refreshment after 00:30am will only be by way of hot drinks. Hot food shall not be provided after 00:30.

G: Additional conditions imposed by the Licensing Sub-Committee on 20 January 2012

1. All public entertainment to which the licence applies, to be reduced to a level set in agreement with Environmental Health after 2:30 am.
2. No more than 12 people to be allowed in the smoking area at any one time.
3. A CCTV system must be installed on the premises. The CCTV System installed on the premises to be fully maintained at all times with monthly maintenance checks being undertaken and shall be operational when the premises are open.
4. The CCTV system must cover all internal public areas and immediate exterior. At least one camera shall be capable of clear visual identification of anyone entering the premises. All other cameras installed at the premises to provide identifiable images of individuals present.
5. There must always be a member of staff on the premises able to operate the CCTV system when the premises are open.
6. All CCTV footage to be retained for a minimum of 28 days and shall be made immediately available, either for viewing or in a format that can be downloaded, to any responsible authority on request.
7. On Fridays and Saturdays between the hours of 9 pm and 3:30 am, a minimum of two licensed security industry authority (SIA) door supervisors must be in place. One SIA licensed door supervisor must supervise the smoking area throughout this period.
8. New customers are not permitted entry to the premises after 1 am. However, customers exiting the premises to use the smoking area shall be permitted re-entry.

Justine Fuller
Environmental Health Manager
Guildford Borough Council



This page is intentionally left blank

Peter Muir

From: Licensing Unit
Sent: 26 August 2015 08:50
To: Peter Muir; Mark Adams
Subject: FW: Variation Kings Head, Quarry St [UNC]

From: Gary Durrant
Sent: 25 August 2015 17:04
To: Licensing Unit
Subject: Variation Kings Head, Quarry St [UNC]

Dear All

With reference to the variation application for the above, I note the content and the undertaking to ensure that patrons leave from the rear of the premises during the extended period.

Whilst there is always an additional risk with extension of hours, it must be noted that there have not been any noise complaints about the premises and my observations are that the garden area appears to be well supervised.

Whilst I am aware that a number of offices in the street are being converted back to residential, there are currently no grounds to raise any concerns.

Regards

Gary Durrant
Principal Environmental Health Officer
Health and Community Care Services
Guildford Borough Council
Millmead House
Guildford
Surrey
gary.durrant@guildford.gov.uk
01483-444373

Guildford Borough Council UNCLASSIFIED INTERNAL

This page is intentionally left blank

Peter Muir

From: Licensing Unit
Sent: 24 August 2015 15:09
To: Peter Muir
Subject: FW: Kings Head PH Quarry St Guildford [UNC]

Liam Harrison
Business Support Officer
Health and Community Care Services
Guildford Borough Council
Millmead House, Millmead, Guildford, Surrey, GU2 4BB
Tel: 01483 444378 | Email: HCCS@guildford.gov.uk / Licensing@guildford.gov.uk

Follow us on Twitter [@GuildfordBC](https://twitter.com/GuildfordBC)



From: Doug Clare [REDACTED]
Sent: 24 August 2015 14:57
To: Licensing Unit
Subject: RE: Kings Head PH Quarry St Guildford

Dear Sir

Application No. 230362 - Kings Head PH Quarry St Guildford

I note the application to vary the license being made by the Kings Head, Quarry St. Guildford
As owner of No. 55 Quarry St I wish to **object** to this application to extend the hours that the garden can be used at night. The use of the garden should be restricted to 11.30pm as at present, otherwise noise will continue too late into the night and will be heard in the house and back garden of No. 55 which will shortly be in residential use.
Please acknowledge receipt of this email and inform me of the process from now on regarding this application.

With thanks
Douglas Clare

D. A. Clare
55 Quarry St
Guildford GU1 3UE
[REDACTED]

Guildford Borough Council **UNCLASSIFIED** INTERNAL

This page is intentionally left blank

Peter Muir

From: Licensing Unit
Sent: 03 September 2015 10:31
To: Mark Adams
Cc: Peter Muir
Subject: FW: Kings Head, Quarry Street Guildford - Application to vary a premises licence [UNC]

Hi Mark,

I spoke to Victoria about this as they were sent the objection.
The gent wanted to make a representation against the above but his emails were not sending last night.
We have now received the email but he would like confirmation that the representation will be counted.
I am not sure of the rules on this are you able to call him back.

Many thanks,

Catt

From: Victoria Loveless
Sent: 03 September 2015 10:25
To: Licensing Unit
Subject: FW:Kings Head, Quarry Street Guildford - Application to vary a premises licence [UNC]

Please see below an email regarding a premises licence that was sent to Planning enquiries. Paul Narraway who sent the email has phoned planning to check we received his email as he believes the last day for comments is today. Please can somebody phone him on [REDACTED] to confirm this is correct and that you have logged his objection.

Kind Regards

Victoria

Victoria Loveless
Development Control Support Officer
Planning Services

Guildford Borough Council
Millmead House | Millmead | Guildford | Surrey | GU2 4BB
T 01483 444631
victoria.loveless@guildford.gov.uk | <http://www.guildford.gov.uk>

From: Paul Narraway [REDACTED]
Sent: 03 September 2015 10:07
To: Planning Enquiries
Subject: Re: Kings Head, Quarry Street Guildford - Application to vary a premises licence

Try again

Sent from my iPhone

On 3 Sep 2015, at 01:47, Paul Narraway [REDACTED] wrote:

Dear Sirs

Agenda item number: 2

Re: Planning application for a premises licence at the Kings Head pub Quarry Street, Guildford.

I write on behalf of my family and other residents of Quarry Street to object to the above application; namely to allow the garden area to be used during a longer period of the opening hours. Specifically this application is to extend from the existing 23:30 up to 00:30 Sunday to Thursday and 01:00 Friday & Saturday.

We live at number 49 Quarry Street and have done so for six years. We generally have a good relationship with Mike Davey and his staff and, over the years we have lived here, both parties have worked together on occasions to help each other and resolve potential issues. We would like this relationship to stay positive and constructive... but we object strongly to this application.

There are a number of ways we believe that the application is twisting reality ... and in some instances quite simply misrepresenting the facts.

For example the application says the Kings Head is:

"... not in close contact with residential properties"

This is **not** true. The garden wall of 49 quarry Street is shared with the Kings head pub's outside area. Furthermore my youngest daughter's bedroom is at the back of the house and so she hears all noise in that outside area.

We at 49 Quarry Street have learned to live with the pub's current requirement i.e. to clear the garden at 23:30 when all customers have to move to the indoor area. We think that using the garden till 23:30 is a reasonable compromise for Mike and his team, for ourselves and for our increasing number of neighbours in Quarry Street. 12:30 in the working and school week is too late and even 1am at the weekend is not fair.

We like living next to what we agree is a "a vibrant public house". When we, and other residents of Quarry Street, bought our houses we were all aware of these existing outdoor usage hours and were prepared to accept them. However we do not think it is reasonable to further extend these hours of use exactly because of the consequences of the close contact with residential properties can cause some disturbance to local residents .

The application also says about the proposed extension:

" ...These hours are similar to those recently granted to another licensed establishment in the immediate locality to use their outside area"

If this is true then clearly the current application will be considered by the Council in light of these hours being similar to those recently granted to another licensed establishment, which the application suggests is in the immediate locality. However we dispute that there is another licensed premises in the immediate locality that the applicants themselves refer to.

When we spoke to the council to ask which application this referred to the only application they could find with was an application from Pews in Chapel Street. We consider this establishment is very different as it is a closed back yard not in a predominantly residential street. And as such any noise pollution from Pews extended hours does not cause a public nuisance. There is thus no other licensed establishment within the area of change from business to residential use that the applicants themselves refer to.

We are aware that pub has previously been granted an extension of opening hours, and we appreciate that bringing customers inside at 23:30 is not ideal ... but they have worked with this situation since 2013 and so we cannot see any special circumstances have arisen to warrant these

extended hours outdoors.

Even the Applicants own consultants state that:

" The make-up of the area has changed greatly over the past two years, with many of the premises in the proximity of the Kings Head being allowed to change from business to residential use"

That is true. Quarry Street has recently become a predominantly residential street and that trend continues. We, and these new residents, are sensitive to the public nuisance of the noise caused by the additional hours outdoors. We considers that the Applicants have provided insufficient evidence as to why more time outdoors is required at this site when, as they themselves suggest, outdoor hours are available elsewhere ... and customers of the Kings Head are used to moving in at 23:30.

"This application, if granted, would also encourage customers to leave the premises via the rear entrance"

We are concerned about the adverse effect on safety of their customers and other traffic users that would arise from the proposals both to and from the outdoor site. Castle street is a narrow road with no pavement on the entrance and exit to the Kings Head garden and the applicants have made no provision for the safety of pedestrians and other road users as a consequence of these extended hours.

"During this period, only low background music would be played in the outside area"

I'm sure the applicants can and will honour the above. However the reality is that the noise customers make as they shout over the background music is far greater than the background noise itself.

Furthermore the applicants have made little effort to show how they will control the noise they themselves have identified. In fact it is probably un-controllable if people are outside. It is not sufficient for the applicant to say "the Designated Premises Supervisor (or their nominated representative) will carry out regular monitoring checks (e.g. every 30 minutes) to encourage those patrons in the patio bar/courtyard area to keep the noise to the minimum". It is clearly better to keep their customers indoors after 23:30 where the noise can be contained and they can leave from the front as they do now.

There is no evidence to justify extending the hours.

In summary, the proposal to extend the hours customers can use the outside area:

1. would cause inappropriate public nuisance due to the extended noise for the local community.
2. would cause more danger to the area as the customers exit straight onto the street not onto a pavement as they do when leaving by the front currently.
3. has insufficient plans to prevent public nuisance should the hours be extended.
4. Has not created evidence of a precedent of others being granted similar extended hours

No very special circumstances have been shown to justify such an application and so we ask that the application be refused.

Yours faithfully

Paul Narraway

Agenda item number: 2
HTAG Road Repres Appendix 8
Quarry Street
Castle House
49 Quarry Street
Guildford
Surrey
GU1 3UA

[Redacted content]



Consider your responsibility to the environment - think before you print!

Guildford Borough Council UNCLASSIFIED INTERNAL