PREMISES LICENCE APPLICATION – The Eccentric Englishman

Licensing Sub-Committee

10.00am on 25th August 2021

Remote Hearing via Zoom

1.0 Purpose of Report

1.1 To consider an application for a new premises licence submitted by Ms Elizabeth Cox for a premises licence at 21 St Giles Street, Northampton.

2.0 Summary

2.1 An application was submitted by Miss Cox and the application was received by West Northamptonshire Council on 9th July 2021.

3.0 Application Details

3.1 The premises are intended to be a café/bar with an emphasis during the daytime on hot beverages, cake and afternoon teas but with some alcohol provision. In the evenings the premises will be more of a bar with a range of quality alcoholic and non-alcoholic beverages. There will be provision for recorded music and some acoustic live music, mainly 1920's style jazz. The application is for the following licensable activities:

The performance of plays

Sunday - Thursday 11.00 - 23.00

Friday - Saturday 11.00 - 00.00

Live Music

Sunday - Thursday 11.00 - 23.00

Friday – Saturday 11.00 – 00.00

Recorded Music

Sunday - Thursday 11.00 - 23.00

Friday - Saturday 11.00 - 00.00

Anything of a similar description to live music, recorded music or dance

Sunday – Thursday 11.00 - 23.00

Friday - Saturday 11.00 - 00.00

Late-Night Refreshment

Friday - Saturday 23.00 - 00.00

The Sale of Alcohol (on premises only)

Sunday - Thursday - 11.00 - 23.00

Friday - Saturday - 11.00 - 00.00

The proposed Designated Premises Supervisor is Ms Elizabeth Cox, the holder of a personal licence issued by Northampton Borough Council.

4.0 Consultations/Representations

4.1 When a request for a new premises licence or club premises certificate is received, the applicant must display a notice at or near the premises and serve a copy of the application onto the responsible authorities. For electronic applications it is a requirement of the local authority to serve a copy of the application onto the responsible authorities.

This gives responsible authorities and interested parties the opportunity to make representations in relation to the application for a period of 28 calendar days. The last date for making representations was 6th August 2021.

- 4.2 The obligatory notice was displayed at the premises as verified by licensing officers as was the newspaper advertisement.
- 4.3 Northamptonshire police have considered the application and made a representation after considering the application and have agreed some conditions with the applicant that they see as necessary to meet the licensing objectives for this premises and its operating schedule. These agreed conditions can be seen at **Appendix C**
- 4.5 Environmental Protection have considered the above-mentioned premises licence application pertinent to the licencing objective of the prevention of public nuisance and made no representation.

5.0 Attendance

5.1 The local authority is required to send a notice of hearing to all interested parties and request confirmation of attendance. A notice of hearing was sent to the following persons on 12th August 2021 to the following:

Applicant – Ms Elizabeth Cox

Northamptonshire Police (not attending having agreed conditions with applicant)

6.0 Plan of Premises Layout & Location

Please see premises Plan attached to this report.

7.0 Options

- 7.1 If representations are received, then at the end of the consultation period the licensing authority must hold a hearing to consider them. It must take such steps as it considers appropriate for the promotion of the licensing objectives, which are:
 - the prevention of crime and disorder;
 - o public safety;
 - o the prevention of public nuisance; and,
 - o the protection of children from harm.

The steps the Sub-Committee can take are to:

- grant the licence subject to
 - the conditions mentioned in subsection (2)(a) of the Act modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and
 - (ii) any condition which must under section 19, 20 or21 be included in the licence;
- exclude from the scope of the licence any licensable activity to which the application relates
- refuse to specify a person in the licence as the premise's supervisor
- o reject the licence application.

8.0 Policy Considerations

- 8.1 Statement of Licensing Policy
- 8.2 Guidance issued under section 182 of the Licensing Act 2003.

Section 9 gives guidance for determination of this application.

9.0 Committee

Each application must be considered on its own merits and any conditions attached to licences and certificates must be tailored to the individual style and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed, may be unlawful where they cannot be shown to be necessary for the promotion of the licensing objectives in any individual case.

Appendix No	Title
A.	Application for new premises licence (redacted of personal information)
В.	Premises Plan
C.	Police Representation & Agreed Conditions
Report	Martin O'Connell
Author	Senior Licensing Enforcement Officer



Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

			PLEASE READ THE FUL	LOWING INC	SIRUC	110N2 F1	KSI
com	pletin	g this f	g this form please read the form by hand, please write inside the boxes and wri	e legibly in blo	ck capit	als. In all	cases ensure that
You	may	wish to	keep a copy of the comp	leted form for	your re	cords.	
I/w	/e		ELIZABETH COX				
pre app sec	oly for mises olicati tion 1	r a pre s desci ion to L2 of t	me(s) of applicant) mises licence under se ribed in Part 1 below (t you as the relevant lice he Licensing Act 2003	he premises) and I	/we are	making this
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Po	st to	wn	NORTHAMPTON		Po	stcode	NN11JA
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			ber at premises (if any)	079	99891	044	
	n-don emises		ateable value of	£ 826	60		
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i)	the chief officer o England and Wale	hief officer of police of a police force in please complete section (B) and and Wales				
	you are applying as below):	s a person described in ((a) or (b)	please o	onfirm (by tick	ing yes to one
Cont	tinuing the use of fo	unction to the sale of alc	cohol in t	he buildir	ng	
						X
I am	n making the applica					
	statutory function	ı or rged by virtue of Her Ma	icabyla ni	oro anticu		
	a function dischar	ged by virtue of fiel fild	ijesty s pi	erogative		
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Part 3 Operating schedule

Whe	When do you want the premises licence to start? D D M M Y Y Y Y 0 1 0 8 2 0 2 1							
	u wish the licence to be valid only for a limited period, when ou want it to end?	D D M M Y Y Y Y						
Dov be i fun and bod ped the whi wee	Please give a general description of the premises (please read guidance note 1) I intend to open the premises as a bar/café. The building consists of two floors. Downstairs will be the main bar area, where the kitchen is also situated and upstairs will be for seating only. We do not intend to open many late nights unless we have a private function, these will also end by midnight. Daytimes will mainly consist of hot beverages and cake, there will also be a choice for an afternoon tea with alcohol. These will all pre booked. We hope to mainly run on a booking system when the "Tiddley Teas" take off but people will be able to walk in if we are able to accommodate them. Our main focus will be the theatre crowd and ladies who lunch, along with people who fancy something different which will be reflected in our décor. Weekdays I will have recorded music playing and weekends will be piano or acoustic music playing mainly 1920s style jazz. I do not intend to have a loud, heavy drinkers bar. We will be stocking premium alcohol mainly for cocktails but also premium lager and beer.							
	,000 or more people are expected to attend the premises at any time, please state the number expected to attend.							
	t licensable activities do you intend to carry on from the premises ase see sections 1 and 14 and Schedules 1 and 2 to the Licensing							
Provi	sion of regulated entertainment (please read guidance note 2)	Please tick all that apply						
a)	plays (if ticking yes, fill in box A)							
b)	films (if ticking yes, fill in box B)							
c)	indoor sporting events (if ticking yes, fill in box C)							
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)							
e)	live music (if ticking yes, fill in box E)	x□						
f)	recorded music (if ticking yes, fill in box F)	х□						
g)	performances of dance (if ticking yes, fill in box G)							
h)	anything of a similar description to that falling within (e), (f) or (if ticking yes, fill in box H)	(g)						
Prov	vision of late night refreshment (if ticking yes, fill in box I)	x						
Sup	oly of alcohol (if ticking yes, fill in box J)	x						
In a	In all cases complete boxes K, L and M							

timings	ard days a s (please ace note 7	read	Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors Outdoors	x□
Day	Start	Finish	1	Both	
Mon	11.00	23.00	Please give further details here (please		e note
MOIT	11.00	23.00	4)	read guidanc	e note
Tue	11.00	23.00			
Wed	11.00	23.00	State any seasonal variations for performance (please read guidance note 5)	rming plays	i
			(pieuse read guidance note 3)		
Thur	11.00	23.00			
Fri	11.00	00.00	Non standard timings. Where you inte		
			<u>premises for the performance of plays</u> to those listed in the column on the lef		
Sat	11.00	00.00	(please read guidance note 6)	,	-
Sun	11.00	23.00]		

timings	nusic rd days a s (please o ce note 7	read	Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors Outdoors	□x
Day	Start	Finish		Both	
Mon	11.00	23.00	Please give further details here (please 4)	read guidanc	e note
Tue	11.00	23.00			
Wed	11.00	23.00	State any seasonal variations for the pomusic (please read guidance note 5)	erformance	of live
Thur	11.00	23.00			
Fri	11.00	00.00	Non standard timings. Where you inte premises for the performance of live m times to those listed in the column on t	usic at diffe	<u>rent</u>
Sat	11.00	00.00	(please read guidance note 6)		
Sun	11.00	23.00			

F

Standa timings	ded mus ard days a s (please ce note 7	nd read	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors Outdoors	_x
Day	Start	Finish		Both	
Mon	11.00	23.00	Please give further details here (please 4)	read guidanc	e note
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Wed	11.00	23.00	State any seasonal variations for the p music (please read guidance note 5)	laying of rec	corded
Thur	11.00	23.00			
Fri	11.00	00.00	Non standard timings. Where you inte premises for the playing of recorded m times to those listed in the column on t	usic at diffe	<u>rent</u>
Sat	11.00	00.00	(please read guidance note 6)		
Sun	11.00	23.00			

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of enterproviding We will be offering karaoke for private volume will be kept to a minimum. We will a but not bands as the size of the venue woul cope.	e functions bu also have live	ıt music
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please	Indoors	Пх
Mon	11.00	23.00	tick (please read guidance note 3)	Outdoors	
				Both	
Tue	11.00	23.00	Please give further details here (please 4)	read guidano	e note
Wed	11.00	23.00			
Thur	11.00	23.00	State any seasonal variations for enter similar description to that falling within (please read guidance note 5)		
Fri	11.00	00.00			
Sat	11.00	00.00	Non standard timings. Where you inte premises for the entertainment of a sir to that falling within (e), (f) or (g) at d	nilar descrip	otion
Sun	11.00	23.00	those listed in the column on the left, pread guidance note 6)		

Late night refreshment Standard days and			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please	Indoors	□х
	(please of the place of the pla		read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon	11.00	23.00	Please give further details here (please 4)	read guidanc	e note
Tue	11.00	23.00			
Wed	11.00	23.00	State any seasonal variations for the p night refreshment (please read guidance		<u>ate</u>
Thur	11.00	23.00			
Fri	11.00	00.00	Non standard timings. Where you inte premises for the provision of late night different times, to those listed in the co	<u>refreshme</u>	nt at
Sat	11.00	00.00	please list (please read guidance note 6)		
Sun	11.00	23.00			

J

Standa timings	y of alco ard days a s (please ce note 7	nd read	Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises Off the premises	_x
Day	Start	Finish		Both	
Mon	11.00	23.00	State any seasonal variations for the su (please read guidance note 5)	apply of alco	o <u>hol</u>
Tue	11.00	23.00			
Wed	11.00	23.00			
Thur	11.00	23.00	Non standard timings. Where you inte premises for the supply of alcohol at di those listed in the column on the left, p	fferent time	es to
Fri	11.00	00.00	read guidance note 6)	//2005/115/	леаве
Sat	11.00	00.00			
Sun	11.00	23.00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor. (Please see declaration about the entitlement to work in the checklist at the end of the form):

	Name
	ELIZABETH COX
Per	rsonal licence number (if known)PL2970

L

NORTHAMPTON

open Stand timing	s premise to the pu ard days a ps (please nce note 7	ublic and read	State any seasonal variations (please read guidance note 5)
Day Start Finish		Finish	
Mon	11.00	23.00	
Tue	11.00	23.00	
Wed	11.00	23.00	
			Non standard timings. Where you intend the premises to
Thur	11.00	23.00	be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	11.00	00.00	
Sat	11.00	00.00	
Sun	11.00	23.00	

 ${f M}$ Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

As an active member of pubwatch in my current location, I will ensure The Eccentric Englishman is also an active member especially with us being in the town centre now. I will inform Northamptonshire Police and environmental health of our intentions and invite them for a tour of the premises and take on any feedback they offer. I do not intend to be a late night drinkers pub, my plan is to be closed by 8pm most nights, I hope to be more of a daytime destination so the need for security will not be essential, it is however something we will look into as time progresses if needed.

b) The prevention of crime and disorder

We have already arranged for cctv to be fitted when we receive the keys for the property. This will be connected to my phone for live feeds and playback/recording. The cameras will be on the front door, one on the bar and one upstairs as the building is quite small. Again with Pubwatch we will connected to the radio system should we need assistance and to keep in contact with other venues. I will also be displaying posters for the no drug tolerance including a one in and one out policy in the toilet.

c) Public safety

In regards to vulnerable people I will ensure the staff are fully trained in managing drunkenness and refusal. I will also have posters in the toilets following the Ask Angela campaign, so people know they are able to speak to any of us.

I will contact a local taxi firm to set up a line direct to my premises to get someone out sa

I will contact a local taxi firm to set up a line direct to my premises to get someone out safely should they need it. Most of my team are female and are my existing staff who are coming with me to my new bar and are very experienced in dealing with anyone feeling threatened in anyway and managing large or small groups of people. We will only have a small capacity in respect to most venues, our full capacity will be 80 persons.

d) The prevention of public nuisance

When we have live music playing I will ensure the internal door is kept closed except for people arriving and leaving, these will only be pianists or acoustic. The weekday daytime music will be for background purposes only but if we do have a function that requires loud music the same rules will apply. Customers will be advised they are not permitted to take drinks outside when smoking so as to avoid unnecessary rubbish and breakages, outside will be swept daily incase of any cigarette butts. Signs will be provided at the exit to advise people to be quiet when leaving.

e) The protection of children from harm

As I previously mentioned, I don not intend to be a late opening venue but on the occasions we are, children under will not be permitted after 9pm unless attending a private function and are with a suitable adult.

Signs will be displayed showing a 21 plus policy, my staff are fully educated on this matter.

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee.	
•	I have enclosed the plan of the premises.	
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	
•	I understand that I must now advertise my application.	
•	I understand that if I do not comply with the above requirements my application will be rejected. $ \label{eq:complex}$	
•	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

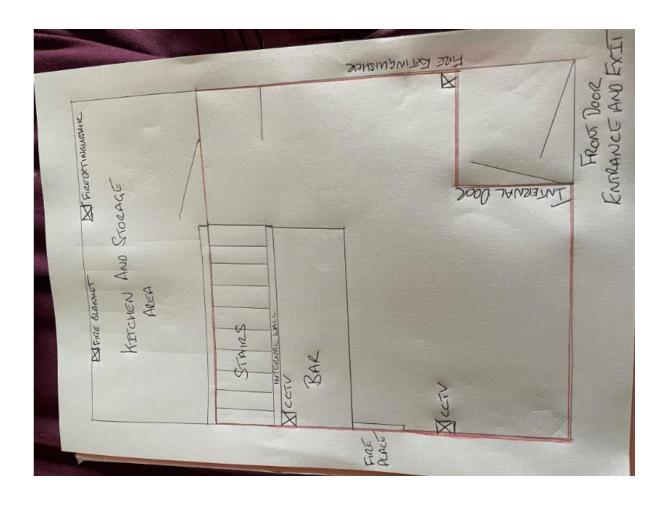
Part 4 – Signatures (please read guidance note 11)

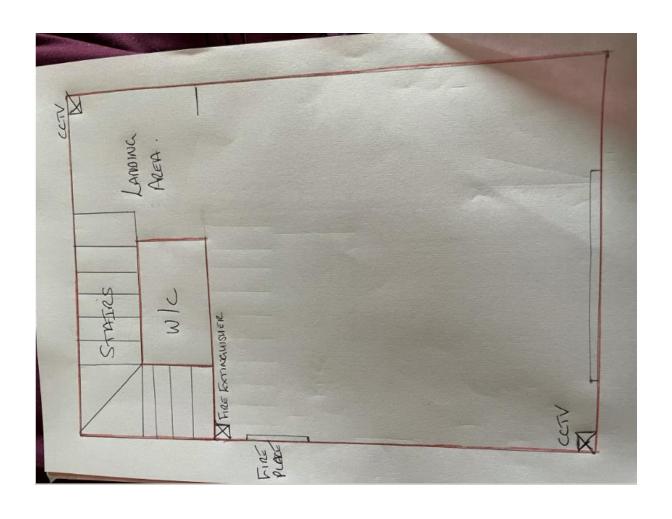
Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

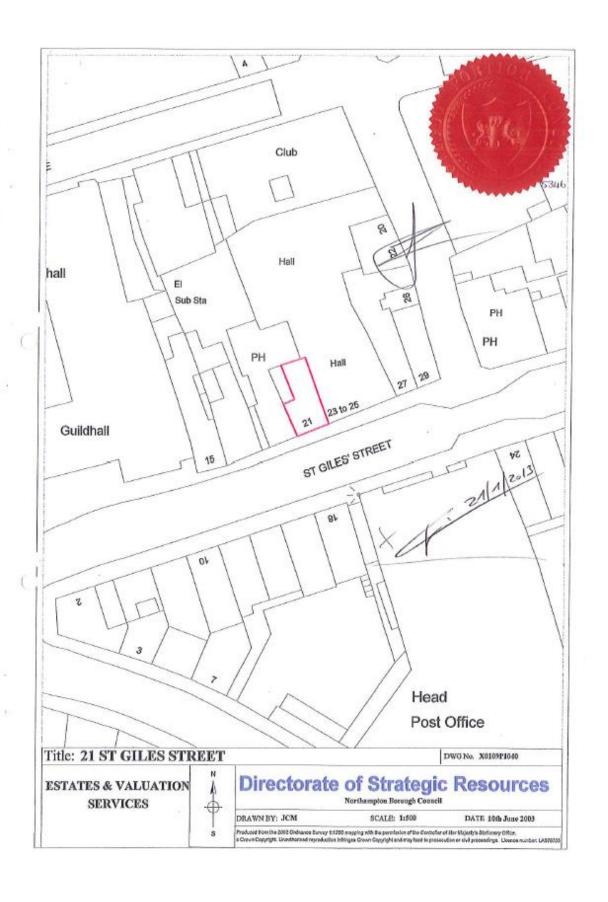
Declaration	[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK
	(and is not subject to conditions preventing him or her from doing work relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)

Signature	
Date	
Capacity	

Appendix B – Premises Plan







Appendix C - Representation & Agreed Environmental Health Conditions



Dear Miss Cox,

I act on behalf of the Chief Officer of Police, Mr Adderley, he has delegated responsibility and has authorised me to act on his behalf with regard to representations made by Northamptonshire Police to Licensing Authorities across the county of Northamptonshire.

I am placing an objection to your Premises Licence Variation application due to the conditions on your application not being robust enough to support the prevention of crime and disorder and the protection of children from harm Licensing Objectives. For this application to do so we would like to propose suitably worded police conditions which I will forward within 24 hours for your consideration.

Kind regards,

Sandy

Police Constable 0010 Sandy TRACEY

Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station Midland Road, Wellingborough, NN8 1HF.

Telephone 101 Ext. 346307

Mobile 07973 880381

Email Sandy.Tracey@northants.pnn.police.uk

From: Tracey Sandy <Sandy.Tracey@northants.pnn.police.uk>

Sent: 13 July 2021 14:59

To: Liz Cox < the eccentricenglishman@gmail.com >; NBC Licensing

<Licensing.NBC@westnorthants.gov.uk>

Cc: Liquor Licensing < <u>LiquorLicensing@northants.pnn.police.uk</u>>

Subject: NBC Licensing - 2021.07.09 - New Grant - The Eccentric Englishman - LDR 07.08.21 - 89492

Dear Ms Cox and NBC,

As a result of Ms Cox agreeing to have the police conditions showing below in this email attached to her operating schedule once her licence is issued, Northants Police withdraw our representation.

Regards,

Police Constable 0010 Sandy TRACEY

Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station Midland Road, Wellingborough. NN8 1HF.

Telephone 101 Ext. 346307

Mobile 07973 880381

Email Sandy.Tracey@northants.pnn.police.uk

From: Liz Cox < theeccentricenglishman@gmail.com >

Sent: 13 July 2021 11:31

To: Tracey Sandy < Sandy. Tracey@northants.pnn.police.uk >

Subject: Re: NBC Licensing - 2021.07.09 - New Grant - The Eccentric Englishman - LDR 07.08.21 -

89492

Dear Tracey

I am more than happy to adhere to these rules.

Thanks

Liz x

Sent from my iPhone

On 13 Jul 2021, at 11:11, Tracey Sandy < Sandy.Tracey@northants.pnn.police.uk> wrote:

Good Morning Liz,

Please see our proposed conditions below.

Let me know whether they are agreeable to you, if they are please let me know as this will enable us to withdraw our Representation. If you have any questions or queries in the meantime please get in touch. Remember that you have not applied for off sales of alcohol or off sales of late night

refreshment in your application. It is commonly accepted that an unfinished bottle of wine could be taken by a customer after a meal.

Proposed Police Conditions

- A fully working and maintained CCTV system capable of recording and storing images will be installed on the premises. The system must record at all times whilst the premises are open to the public and images must be stored for a minimum of 31 days with date & time stamping. As a minimum this must cover all entry and exit points.
- 2. A person conversant with the retrieval and downloading of CCTV footage must be present on the premises at all times whilst they are open.
- 3. All CCTV recordings will be made available to an officer from a responsible authority upon reasonable request and in line with the provisions of the current Data Protection Legislation.
- 4. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises are open.
- 5. All staff involved in the retail of alcohol will be trained in relation to the law regarding its sale. This training must be completed prior to them being authorised to sell alcohol and refreshed every 12 months as a minimum. A record of this training must be kept, maintained and made available to an officer from a responsible authority upon reasonable request.
- 6. A Challenge 21 or 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
- 7. Any SIA licensed door supervisors the venue may require will be calculated via a risk assessment conducted by the Designated Premises Supervisor
- 8. No glass will be removed from the premises by customers and taken outside of the Licensable Area
- 9. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:
- (a) All crimes reported to the venue

- (b) All ejections of patrons
- (c) Any complaints received concerning crime and disorder
- (d) Any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) Any refusal of the sale of alcohol
- (h) Any visit by a relevant authority or emergency service
- 10. Signs will be displayed at the exit points of the venue requesting that customers respect local residents by leaving and dispersing from the premises and immediate area quietly.

Kind regards,

Sandy

Police Constable 0010 Sandy TRACEY

Northamptonshire Police Alcohol Licensing Constable

Wellingborough Police Station Midland Road, Wellingborough. NN8 1HF.

Telephone 101 Ext. 346307

Mobile 07973 880381

Email Sandy.Tracey@northants.pnn.police.uk