



Please ask for Brian Offiler  
Direct Line: 01246 345229  
Email [committee.services@chesterfield.gov.uk](mailto:committee.services@chesterfield.gov.uk)

The Chair and Members of Licensing  
Group 3

Councillors Bellamy, J Barr, D  
Collins, Derbyshire, Flood and  
Rayner

21 February 2017

Dear Councillor,

Please attend a meeting of the LICENSING GROUP 3 to be held on  
WEDNESDAY, 1 MARCH 2017 at 10.00 am in Committee Room 2, Town Hall,  
Chesterfield, S40 1LP, the agenda for which is set out below.

AGENDA

Part 1(Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 4)

Minutes of the Meeting of the Licensing Committee held on 4 January, 2017.

4. Application for a Variation of a Premises Licence by Christopher Ian Sinclair, in respect of Spireite, 388 Sheffield Road, Chesterfield, S41 8LF (LC180) (Pages 5 - 44)

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Randy' followed by a stylized flourish.

Local Government and Regulatory Law Manager and Monitoring Officer

## LICENSING COMMITTEE RECORD OF DECISIONS

<b>Date of Hearing and Determination:</b>	Wednesday, 4th January, 2017
<b>Members Present:</b>	Councillor Bellamy (Chair) Derbyshire (Vice-Chair) Brunt Slack
<b>Apologies for Absence</b>	Councillor L Collins

<b>Declarations of Interest:</b>	Councillor Derbyshire declared an interest as the application was within her ward, and she left the meeting prior to consideration of the application.
<b>Minutes:</b>	Minutes of the Licensing Committee Meetings held on 16 November and 30 November 2016, were signed by the Chair as a correct record.
<b>Minute No:</b>	6 (16/17)
<b>Subject:</b>	Application for a New Premises Licence by Kimley Williams in respect of The Miner's Arms, 1 Bamford Street, New Whittington, Chesterfield, S43 2BA. (LC170)
<b>Meeting in   Public                   Private</b>	Private
<b>Name of Applicant:</b>	Mr Kimley Williams
<b>Applicant's Representatives:</b>	Mr David Buchanan
<b>Responsible Authorities who made Representations:</b>	None
<b>Premises Licence Holder</b>	N/A
<b>Interested Parties who made Representations:</b>	None Present
<b>Record of Decision</b>	<p>* That the application for a New Premises Licence by Kimley Williams in respect of the Miners' Arms, 1 Bamford Street, New Whittington, Chesterfield, S43 2BA be granted in accordance with the application subject to:</p> <p>(a) the relevant mandatory conditions</p> <p>(b) the conditions set out in the operating schedule submitted with the application but modified by including the following</p>

	<p>additional conditions (necessary to promote the licensing objective of prevention of public nuisance):</p> <ul style="list-style-type: none"> <li>(i) That the hours for all licensable activities be restricted to 10.00 to 23.00 Sunday – Thursday and 10.00 to 00.00 Friday – Saturday and non-standard timings for bank holidays, Christmas, New Year and British Summer Time (and not as stated in the application) with a premises closing time of 30 minutes later;</li> <li>(ii) That a noise limiter be fitted to any amplification equipment used at the premises the setting of which will be done under the supervision of officers from the Council's Environmental Protection Team, to be implemented within 28 days;</li> <li>(iii) That the beer garden must not be used for the consumption of alcohol after 23.00 every day;</li> <li>(iv) That performance of live music (excluding solo artists) be limited to the area inside the premises to the left of the front entrance and that 21 days notice of any live music performance be provided to the licensing authority and displayed outside the premises.</li> </ul>
<b>Signed as a correct record:</b>	
<b>Date:</b>	



## **For publication**

### **Application for a Variation of a Premises Licence by Christopher Ian Sinclair, in respect of Spireite, 388 Sheffield Road, Chesterfield, S41 8LF (LC180)**

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Meeting: Licensing Committee

Date: 1<sup>st</sup> March 2017

Cabinet portfolio: Health and Wellbeing

Report by: Emma Marriott, Licensing Officer

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## **For publication**

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### **1.0 Purpose of report**

- 1.1 For Members to determine an application made by Christopher Ian Sinclair for a variation of a premises licence in respect of

Spireite,  
388 Sheffield Road,  
Chesterfield,  
Derbyshire,  
S41 8LF.

- 1.2 Relevant representations have been made in respect of the application and not withdrawn. Consequently the application cannot be granted or refused under officer delegated authority.

### **2.0 Recommendation**

- 2.1 The Licensing Committee may grant the application as requested, grant it with conditions or refuse the application.

### **3.0 Background**

- 3.1 The current Premises Licence (attached at Appendix 1), authorises the following licensable activities:-

Exhibition of a film, Indoor sporting event, Performance of live music, Playing of recorded music, Performance of dance, Entertainment facilities for making music, Entertainment facilities for dancing (Monday to Sunday 8:00 am – 1:30am)

Provision of late night refreshment (Monday to Sunday 11:00pm – 1:30am)

Sale by retail of alcohol (Monday to Sunday 10.00am - 1:00am)

Opening hours of the premises (Monday to Sunday 8:00 am – 1.30 am).

- 3.2 The variation application received on 19 January 2017 to vary the Premises Licence is to:-

1. Extend the internal bar area.
2. Use of outbuilding as outside bar; for use only on Chesterfield Football Club home match days and occasional beer festivals/special events.
3. Non load bearing wall has been removed.

- 3.3 A copy of the application form and plan is attached at Appendix 2.

- 3.4 Applications for a variation of a Premises Licence are required to be advertised by way of site notice displayed at the premises, an advert in the local press, and copies of the application are also submitted to all Responsible Authorities. Responsible Authorities and Interested Parties (persons/bodies representative of businesses or residents in the vicinity of the premises) are entitled to make representations to the Licensing Authority provided they are relevant representations.

- 3.5 A copy of the appropriate local press advert taken from the Derbyshire Times on 2 February 2017 is attached at Appendix 3.

- 3.6 The statutory deadline for objections was 16 February 2017.

- 3.7 No representations have been received from the Responsible Authorities.
- 3.8 One objection has been received from an interested party in relation to one or more of the licensing objectives which are:-
- the prevention of crime and disorder
  - public safety
  - the prevention of public nuisance
  - protection of children from harm
- 3.9 A copy of the letter of representation is attached at Appendix 4.

#### 4.0 **Recommendation**

- 4.1 That the Licensing Committee determine whether the application for a Variation of a Premises Licence be granted, granted with conditions, or refused.
- 4.2 Where either the applicant or a person who made relevant representations is aggrieved by the decision of the Licensing Authority, appeal is to the Magistrates' Court.

Emma Marriott  
LICENSING OFFICER

For more information on this report please contact the author,  
Emma Marriott on 01246 345740, email  
emma.marriott@chesterfield.gov.uk

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Licensing Act 2003

# Premises Licence

# PL/VF/0277

## Part 1 - Premises Details

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

#### The Spireite

388 Sheffield Road, Whittington Moor, Chesterfield, Derbyshire, S41 8LF.

### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

Granted

**05/09/2005**

### 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
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

### 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 Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
C. Indoor sporting event	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
E. Performance of live music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
F. Playing of recorded music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am



Licensing Act 2003

# Premises Licence

# PL/VF/0277

## THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
I. Provision of facilities for making music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
J. Provision of facilities for dancing (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
L. Late night refreshment (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	11:00pm	1:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Sunday Non Standard Timings: New Year's Eve: 10.00 to New Year's Day - terminal hour as proposed.  <u>Televised Sporting Events of National or International Importance - Non-standard Timings:</u> Provided at least 14 days notice has been provided to the police and their written consent has been given, the premises may be open on no more than 15 such occasions for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours for this purpose. Such request must include details of the opening times and the sporting event which is to be shown.	10:00am	1:00am

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday Non Standard Timings: The premises will close 30 minutes after the end of the non-standard timings for the sale of alcohol.	8:00am	1:30am

## 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



Licensing Act 2003

# Premises Licence

# PL/VF/0277

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

Christopher Ian Sinclair  
[sincchris@gmail.com](mailto:sincchris@gmail.com)

106 Hilltop Road, Dronfield, S18 1UN.

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

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

Thomas William Lee ASHFIELD

388 Sheffield Road, Chesterfield, Derbyshire, S41 8LF.

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

Licence No. SY4428

Issued by Sheffield

## ANNEXES

### **ANNEX 1 - MANDATORY CONDITIONS**

#### **Retailing 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 his  
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.

#### **Irresponsible Promotions**

3. The responsible person shall take all reasonable steps to ensure that staff on the licensed  
premises do not carry out, arrange or participate in any irresponsible promotions in relation to  
the premises. In this condition, 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 in a manner which carries a  
significant risk of leading or contributing to crime and disorder, prejudice to public safety, public  
nuisance, or harm to children-



Licensing Act 2003

## Premises Licence

**PL/VF/0277**

### ANNEXES continued ...

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on-

(i) the outcome of a race, competition or other event or process, or

(ii) the likelihood of anything occurring or not occurring;

(e) 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.

### **Dispensing alcohol directly into the mouth**

4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

### **Free tap water**

5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

In conditions numbered 3, 4 and 5 above, "responsible person" means-





Licensing Act 2003

# Premises Licence

# PL/VF/0277

## ANNEXES continued ...

- (i) the holder of a premises licence in respect of the premises,
- (ii) the designated premises supervisor (if any) under such a licence, or
- (iii) any individual aged 18 or over who is authorised for the purposes of this section by such a holder or supervisor.

### Age-verification

6. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) 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 a holographic mark.

### Smaller Measures

7. The responsible person shall 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;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml; and
- (b) customers are made aware of the availability of these measures.

### Exhibition of Films

The admission of any person aged under 18 to the exhibition of any film at the premises is restricted in accordance with Section 20 of the Licensing Act 2003.

### Door Supervision

Each individual carrying out a security activity at the premises must be licensed by the Security Industry Authority.



Licensing Act 2003

# Premises Licence

# PL/VF/0277

ANNEXES continued ...

## **ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE**

The following text is from the Operating Schedule

### **General - All Four Licensing Objectives**

I have undertaken my own risk assessment to take the following proposed steps:-

The types of regulated entertainment proposed materially do no more than reinstate the normal pub entertainment that was previously unregulated as identified in B1 above.

No new steps have been identified in relation to the four licensing objectives save as below.

### **Prevention of Crime and Disorder**

No further risks have been identified which need to be addressed, save as below:-

1. Any person exercising a security activity (as defined by paragraph 2(1)(a) of schedule 2 of the Private Security Industry Act 2001) shall be licensed by the Security Industry Authority.
2. Such a person will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
3. Any person as defined in condition (1) will clearly display his name badge at all times whilst on duty.
4. No customers apparently carrying open bottles upon entry shall be admitted to the premises any at times the premises are open to the public.
5. Where CCTV is installed with recording facilities such recordings shall be retained for a period of 30 days and made available within a reasonable time upon request by the police.
6. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.



Licensing Act 2003

# Premises Licence

**PL/VF/0277**

## ANNEXES continued ...

### Public Safety

No further risks have been identified which need to be addressed, save as below:-

1. To comply with the reasonable requirements of the fire officer from time to time.
2. To comply with the reasonable requirements of the building control officer.

### Prevention of Public Nuisance

No further risks have been identified which need to be addressed, save as below:-

1. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
2. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

### Protection of Children from Harm

The restrictions set out in the Licensing Act 2003 will apply. No unusual or additional risks of harm to children have been identified.

No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.

Children under the age of 16 shall not be permitted to enter the premises after 22.30.

### Following the receipt of relevant representations the Licence holder agreed to the following modifications/conditions to the operating schedule:-

#### Door Supervisor - Risk Assessment

1. The Designated Premises Supervisor will consider the use of door supervision as part of the risk assessment carried out at times when regulated entertainment is provided.

#### Televised Sporting Events of National or International Importance - Non-standard Timings:

2. Provided at least 14 days notice has been provided to the police and their written consent has been given, the premises may be open on no more than 15 such occasions for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours for this purpose. Such request must include details of the opening times and the sporting event which is to be shown.

### ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY



**CHESTERFIELD**  
BOROUGH COUNCIL

Environment Services  
Customer Service Centre  
85 New Square  
Chesterfield  
S40 1AH

Telephone: 01246 345230

Fax:

[licensing@chesterfield.gov.uk](mailto:licensing@chesterfield.gov.uk)

Licensing Act 2003

## Premises Licence

**PL/VF/0277**

### ANNEXES continued ...

There was no hearing in relation to this application, so no conditions were imposed by the Licensing Authority.

### ANNEX 4 - PLANS

The Plans relating to the Premises Licence are referenced as KB1/  
ROSE AND CROWN/PLVF0277/28.02.2014.



Licensing Act 2003

# Premises Licence Summary

**PL/VF/0277**

## Premises Details

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

#### The Spireite

388 Sheffield Road, Whittington Moor, Chesterfield, Derbyshire, S41 8LF.

### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable      Granted      **05/09/2005**

### 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
- a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

### 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 Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
C. Indoor sporting event	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
E. Performance of live music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
F. Playing of recorded music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am





Licensing Act 2003

# Premises Licence Summary

**PL/VF/0277**

## THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
I. Provision of facilities for making music (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
J. Provision of facilities for dancing (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	8:00am	1:30am
L. Late night refreshment (Indoors)	Monday to Sunday Non Standard Timings: Where the sale of alcohol hours are extended this licensable activity's hours are also extended accordingly.	11:00pm	1:30am
M. The sale by retail of alcohol for consumption ON and OFF the premises	Monday to Sunday Non Standard Timings: New Year's Eve: 10.00 to New Year's Day - terminal hour as proposed.  <u>Televised Sporting Events of National or International Importance - Non-standard Timings:</u> Provided at least 14 days notice has been provided to the police and their written consent has been given, the premises may be open on no more than 15 such occasions for licensable activities to show the broadcast of televised sporting events of national or international interest outside normal operating hours for this purpose. Such request must include details of the opening times and the sporting event which is to be shown.	10:00am	1:00am

## THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	8:00am	1:30am
Non Standard Timings: The premises will close 30 minutes after the end of the non-standard timings for the sale of alcohol.		

## 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

Christopher Ian Sinclair

106 Hilltop Road, Dronfield, S18 1UN.



**CHESTERFIELD**  
BOROUGH COUNCIL

Environment Services  
Customer Service Centre  
85 New Square  
Chesterfield  
S40 1AH

Telephone: 01246 345230

Fax:

[licensing@chesterfield.gov.uk](mailto:licensing@chesterfield.gov.uk)

Licensing Act 2003

# Premises Licence Summary

**PL/VF/0277**

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

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

Thomas William Lee ASHFIELD

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

In accordance with the relevant provisions of the Licensing Act 2003 and, where applicable, any embedded restrictions by way of any converted Licence(s).



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received 19/01/17.  
paid £600.00  
LC501901

Environment Service, Customer Service Centre, 85 New Square, Chesterfield, S40 1AH

RECEIVED

19 JAN 2017

LICENSING

**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

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

I/We CHRISTOPHER IAN SINCLAIR  
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

PL/VF/0277

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description

SPIREITE  
388 SHEFFIELD RD  
CHESTERFIELD

Post town

CHESTERFIELD

Postcode

S41 8LF

Telephone number at premises (if any)

N/A

Non-domestic rateable value of premises

£ 2400

**Part 2 – Applicant details**

Daytime contact  
telephone number

07834 950693

E-mail address (optional)

SINCCCHRIS@GMAIL.COM

Current postal address if different  
from premises address

106 HILLTOP RD

Post town

DRONFIELD

Postcode

S18 1UN

### Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐  
No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

- Ⓐ Extension of bar area.\* (see plan)
- Ⓑ Use of outbuilding as outside bar; for use only on Chesterfield FC (home) match days & occasional beer festivals / special events.
- Ⓒ\* Non load bearing wall was removed

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

#### Part 4 Operating Schedule

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

*NO CHANGES*

##### Provision of regulated entertainment

Please tick all that apply

- a) plays (if ticking yes, fill in box A) ☐
- b) films (if ticking yes, fill in box B) ☐
- c) indoor sporting events (if ticking yes, fill in box C) ☐
- d) boxing or wrestling entertainment (if ticking yes, fill in box D) ☐
- e) live music (if ticking yes, fill in box E) ☐
- f) recorded music (if ticking yes, fill in box F) ☐
- g) performances of dance (if ticking yes, fill in box G) ☐
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) ☐

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

**Sale by retail of alcohol** (if ticking yes, fill in box J) ☐

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

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

# B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films (please read guidance note 4)</u>		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here (please read guidance note 3)</u>		
Tue					
Wed			<u>State any seasonal variations for the performance of live music (please read guidance note 4)</u>		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Sat					
Sun					



F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue					
			<u>State any seasonal variations for the playing of recorded music (please read guidance note 4)</u>		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

## G

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Tue					
Wed			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 3)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 4)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Sun					

## I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b><u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon					
Tue					
			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Wed					
Thur					
			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri					
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur						<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri								
Sat								
Sun								

K

<p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 8).</p> <p style="text-align: center;"><i>NONE</i></p>
--

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	NO CHANGES TO CURRENT LICENSED HOURS. (HAVE DISCUSSED THIS WITH EMMA MARRIOTT!).
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
			<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5)

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

Please tick as appropriate

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

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

# M

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

NONE

**b) The prevention of crime and disorder**

NONE

**c) Public safety**

NONE

**d) The prevention of public nuisance**

NONE

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

NONE



Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I understand that I must now advertise my application. ☐
- I have enclosed the premises licence or relevant part of it or explanation. ☐
- I understand that if I do not comply with the above requirements my application will be rejected. ☐

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**Part 5 – Signatures** (please read guidance note 10)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	18/1/17
Capacity	OWNER

**Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

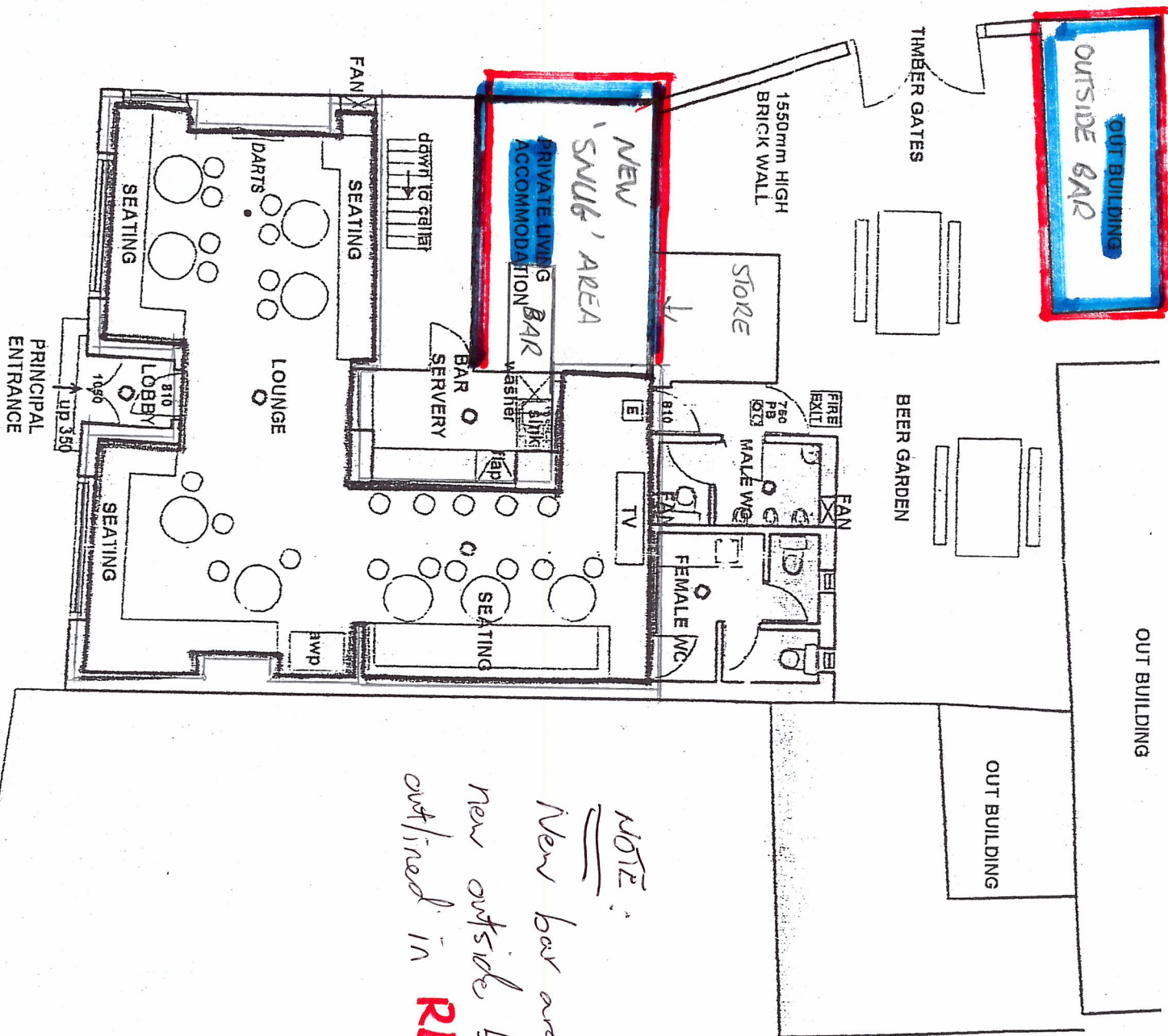
**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)**

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. 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.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



NOTE:  
New bar area &  
new outside bar  
outlined in **RED.**

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## PUBLIC NOTICES

**CHESTERFIELD BOROUGH COUNCIL  
LICENSING ACT 2003 – SECTION 34  
NOTICE OF APPLICATION FOR A VARIATION  
PREMISES LICENCE**

**Name of Applicant:** Chris Sinclair

**Name and Address of Premises:** Spireite Pub,  
388 Sheffield Road, Chesterfield, **Post Code** S41  
8LF

have/has applied to Chesterfield Borough Council  
for a variation of a Premises Licence in respect of  
the premises.

The variation applied for is to:

Small extension to bar, outside bar for match  
days, Removal of wall

A copy of the application may be inspected at the  
Licensing Counter, Customer Services Centre, 85  
New Square, Chesterfield S40 1AH.

Any interested party or responsible authority who  
wishes to make representations to Chesterfield  
Borough Council must do so no later than  
16/02/2017 and such representations must be  
made in writing and addressed to The Licensing  
Section, Customer Service Centre, 85 New  
Square, Chesterfield S40 1AH.

*It is an offence knowingly or recklessly to make a  
false statement in connection with an application  
and the maximum fine for which a person is liable  
on summary conviction for the offence is £5000.*

**Dated: 19/01/2017**

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RECEIVED

16 FEB 2017

LICENSING

CORPORATE SERVICES ADDRESS
16 FEB 2017
REFERRED TO

Re: Application for Variation Premises Licence  
Spireite Pub, 388 Sheffield Rd. S41 8LF

I am very concerned about the possibility of increased people at the bottom of Sanforth St. where the junction is with Sheffield Rd.

This junction is always difficult for vehicles on match days and there is the probability that people using the outside bar will use the road and footpath as a drinking area.

As some matches are in the evening, there is also the noise factor for people living in neighbouring properties.

Therefore I object to this application on the grounds of Highways issues + noise.

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