

15 November 2016

Dear Sir/Madam,

GENERAL PURPOSES COMMITTEE & LICENSING COMMITTEE

Notice is hereby given that a meeting of the **General Purposes Committee** will be held in Room G21, Kelham Hall, Newark on Thursday, 24 November 2016 at **6.00pm**.

Notice is hereby given that a meeting of the **Licensing Committee** will be held in Room G21, Kelham Hall, Newark on Thursday, 24 November 2016 immediately following the General Purposes Committee.

Yours faithfully,



A.W. Muter  
Chief Executive

**AGENDA**

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1. Apologies

**GENERAL PURPOSES COMMITTEE**

2. Declarations of Interests from Members and Officers
3. Declaration of any Intention to Record Meeting
4. Minutes of the Meeting held on 8 September 2016

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**PART 1 – EXEMPT AND CONFIDENTIAL ITEMS**

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|----|--|--------------|
| 5. | Application for a Hackney Carriage/Private Hire Driver’s Licence | Not Included |
| 6. | Application for a Hackney Carriage/Private Hire Driver’s Licence | Not Included |

**PART 2 – ITEMS FOR DECISION**

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| 7. | Implication of Coroner’s Decision on Taxi Licensing following the Inquest into the Death of Mark Buckley | 7 – 20 |
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**PART 3 – ITEMS FOR INFORMATION**

None

**PART 4 - STATISTICAL AND PERFORMANCE REVIEW ITEMS**

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| 8. | Update on Performance & Enforcement Matters | 21 – 23 |
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**LICENSING COMMITTEE**

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| 3. | Minutes of the Meeting held on 8 September 2016     | 25 – 27 |

**PART 1 – ITEMS FOR DECISIONS**

None

**PART 2 – ITEMS FOR INFORMATION**

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| 4. | Minutes of Licensing Hearings  |         |
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|    | (ii) The Venue (formerly known as Millgate Museum), Millgate, Newark | 31 – 38 |
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**PART 3 – STATISTICAL AND PERFORMANCE REVIEW ITEMS**

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**PART 4 – EXEMPT AND CONFIDENTIAL ITEMS**

None

# **GENERAL PURPOSES COMMITTEE**

NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the **GENERAL PURPOSES COMMITTEE** held on Thursday, 8 September 2016 in Room G21, Kelham Hall at 6.00pm.

PRESENT: Councillor Mrs R. Crowe (Chairman)  
Councillor I. Walker (Vice - Chairman)

Councillors: Mrs K. Arnold, Mrs B.M. Brooks, D. Clarke, Mrs S.M. Michael, P. Peacock, Mrs S.E. Saddington, Mrs S. Soar, Mrs. L.M.J. Tift and K. Walker.

9. APOLOGIES FOR ABSENCE

Apologies for absence were submitted by Councillors Mrs I. Brown, M. Buttery, M.G. Cope and D.R. Payne.

10. DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

NOTED: that no Member or Officer declared any interest pursuant to any statutory requirement in any matter discussed or voted upon at the meeting.

11. DECLARATION OF INTENTION TO RECORD MEETING

NOTED: that there would be an audio recording of the meeting.

12. MINUTES OF MEETING HELD ON 16 JUNE 2016

AGREED that the Minutes of the meeting held on 16 June 2016 be approved as a correct record and signed by the Chairman.

13. REVIEW OF HACKNEY CARRIAGE AND PRIVATE HIRE LICENSING POLICY AND GUIDANCE

The Committee considered the report presented by the Business Manager – Environmental Health in relation to the proposed consultation of the revised Hackney Carriage & Private Hire Licensing Policy. Contained within the report was a summary of the proposed main changes, these being amendments to or the addition of: the knowledge test; relevance of convictions; vulnerable passengers; the sub-contracting by Private Hire Operators across administrative boundaries; special event vehicles; and allocation of penalty points for breaches of licensing conditions and of legislation and/or vehicle and driver conditions.

Members discussed in detail the implications of the use of sub-contracting across boundaries which had become permissible under the provisions of the Deregulation Act 2015. The Business Manager advised that a number of drivers were now operating within the district who had previously failed to meet this Council's standard to gain a licence but who had subsequently been awarded a Private Hire Licence by the licensing authority in Wolverhampton. It was noted that this was also the case within the Mansfield district.

Members were further advised that because the drivers were not licensed by this Council, there were no enforcement or inspection powers. However, should any complaints be received by members of the public these would be passed to Wolverhampton and pursued rigorously through their procedures and that Mansfield DC had indicated that they would also be following the same course of action.

A Member of the Committee queried as to why there was not a national policy rather than each local authority adopting their own procedures. In response, the Business Manager advised that approximately 2 years previously the Law Commission had carried out a study into the hackney carriage and private hire taxi licensing regime with a key recommendation from the findings being that a national standard should be adopted. The findings of the study were reported to the then coalition government but subsequently no changes had been affected.

In relation to passenger safety, specifically children travelling alone, a Member of the Committee queried as to who held the responsibility to monitor the suitability of the drivers. The Business Manager advised that each driver licensed by this Council were required to undergo safeguarding training but again, there was no national standard for this. It was noted that all the local authorities within Nottinghamshire had agreed and adopted the same standard. It was suggested that the aforementioned authority in Wolverhampton be advised that unless their drivers were required to undergo training they would not be permitted to work in this Council's district. The Business Manager again advised that because the drivers were not licensed by this Council there were no enforcement or inspection powers but that the issue would be raised with Wolverhampton's Safeguarding Board.

In response to a query as to whether obtaining licences from one authority to work in another was a national problem, the Business Manager advised that sub-contracting was popular but mostly for valid work reasons. However, it was becoming more of an issue in the District and was known to be an increasing problem in the Mansfield district and Rotherham. He advised that the matter would be raised at county group level who in turn met and held discussions at a national level.

It was noted that the Council's Hackney Carriage and Private Hire Driver's application form asked if the applicant had ever had a licence refused or revoked but that this was not necessarily a question on all application forms. It was acknowledged that should the driver have their licence revoked they could apply elsewhere and a licence be granted. This would then enable them to operate in this Council's area and there was no mechanism to stop that happening. The Business Manager advised that he would raise this at a national level and that it could also be raised with local MPs.

AGREED (unanimously) that:

- (a) the new Hackney Carriage and Private Hire Policy be noted;
- (b) the timetable for the review and consultation exercise, as reported in paragraph 4.1, be approved; and
- (c) the following recommendations be actioned by the Business Manager – Environmental Health:

- (i) the issue of Hackney Carriage & Private Hire Drivers undertaking Safeguarding Training be raised with the Licensing Authority in Wolverhampton;
- (ii) the issue of Hackney Carriage & Private Hire Drivers obtaining a licence from other licensing authorities and then operating in other areas be raised at a county level and request that it also be raised at a national level; and
- (iii) the issues surrounding the revocation of licences and subsequent granting of licences from other licensing authorities without any mechanism to prevent them operating in the district of where the licence was revoked be raised at a national level and with local MPs.

#### 14. UPDATE ON PERFORMANCE AND ENFORCEMENT MATTERS

The Committee considered the report presented by the Licensing Manager in relation to the activity and performance of the Licensing Team together with details of current ongoing enforcement issues.

Information contained in the report related to the number of applications for the grants and renewals of licences for Hackney Carriage; Private Hire; and Ambulance Drivers together with those for Hackney Carriage and Private Hire Vehicles. Information was also provided in relation to Street Collections and House to House Collections. A note of ongoing enforcement activity was also listed with information as to what action had been taken to date.

AGREED that the report be noted.

The meeting closed at 6.29pm

Chairman

**IMPLICATION OF CORONER'S DECISION ON TAXI LICENSING FOLLOWING THE INQUEST INTO THE DEATH OF MARK BUCKLEY**

**1.0 Purpose of Report**

1.1 For Members to consider the implications on the recommendations from a recent Nottinghamshire Coroner's Court decision following the inquest into the death of Mark Buckley who was killed by a taxi driver licensed by Mansfield District Council

**2.0 Introduction**

2.1 In March 2016 a report was brought to the General Purposes Committee providing information on the likelihood of an inquest being held into the death of Mark Buckley who was killed by a licensed taxi driver operating within the Mansfield District area.

2.2 On 30 March 2014, Mr. Buckley was riding his motorcycle along the A611 Derby Road. He was driving on the correct side of the road. He was not under the influence of drugs or alcohol and all available evidence suggests that he was driving his motorcycle legally, properly and sensibly as he travelled to work in the early hours of the morning. Mr. Buckley was wearing a black material motorcycle jacket with high visibility fluorescent panels and a full-face helmet with a clear visor. Both helmet and visor were found to be in excellent condition. At approximately 5.30am, he was struck by Mr. Kevin Wiesztort's Fiat Doblo taxi being driven in the opposite direction. Mr. Wiesztort was working as a taxi driver. He was on his return journey from Birmingham Airport travelling back to his base at Aaeron Cars where further jobs had been reserved for him.

2.3 Mr. Wiesztort's car was completely on the wrong side of the road when he struck Mr. Buckley in a head-on collision, resulting in unsurvivable injuries to Mr. Buckley which caused his death. The findings of the Police, as accepted by the Crown Court were that Mr. Wiesztort was most probably suffering from the effects of lack of sleep at the time of the collision. He had received little sleep for the preceding 3 to 4 days, estimated to be approximately 9 hours between Thursday and the collision on Sunday morning.

2.4 After the accident, he stated that he had no memory of travelling onto the opposing lane. There was severe fog at that location and a higher level of concentration would be required of any driver. The Police finding is that the collision was wholly attributable to the actions of Mr. Wiesztort, the forensic collision report concluded:

*"As a professional driver, the welfare of the other road users and his passengers must be paramount. Mr. Wiesztort gave little regard to this and continued to drive in atrocious weather conditions knowing that he had had minimal sleep. Mr. Buckley would have had little or no time to react to the situation."*

2.5 Mr. Kevin Wiesztort pleaded guilty to the charge of causing death by dangerous driving and on the 2 February 2015, he was sentenced to 45 months imprisonment and disqualified from driving for 5 years.

- 2.6 Following the Crown Court trial, HHJ Stokes QC invited the Coroner to consider resuming the inquest having brought further background matters to her attention. It was agreed that usually when criminal proceedings are commenced, adjourned inquests are not resumed because it is thought that proceedings in the Crown court will resolve all outstanding issues. However, in this case, there was a continuing public interest in ensuring that this sort of tragedy is avoided in the future. There were a number of matters that had not been addressed and certainly not resolved simply by the imprisonment of the defendant.
- 2.7 A copy of the Coroner's report is attached as **Appendix One**.
- 2.8 Mansfield District Council's Licensing Section were asked to meet the Coroner in January 2016 and it was the findings of that meeting that resulted in the previous report being brought to the General Purposes Committee.
- 2.9 The concerns raised by the Coroner at that time can be summarised as:
- Complaints Procedure
  - Driver Hours
  - Fitness of Drivers – Drink or Drugs
  - Vehicle Condition/Maintenance

### **3.0 Concerns and Proposals of Potential Local Actions**

- 3.1 At the inquest the Coroner heard evidence from Mansfield DC with regard to how they have implemented new policies to take account of the points that were of particular interest and relevance to the Coroner. The Coroner also sought reassurance from the other Nottinghamshire local authorities that they would seek to implement similar standards. As Members are aware a new Taxi Licensing Policy for Newark & Sherwood has recently been released for consultation. Some of the recommendations by the Coroner will require some additional points to be included in the draft Policy should Members consider this appropriate.
- 3.2 **Issue 1:** The Coroner proposed the implementation of a 'robust complaints policy'. There is no current requirement to keep a record of complaints. This is considered to be an important element towards safeguarding members of the public
- 3.3 **Solution:** Require Operators to implement a complaint handling process/policy for all Operators. Add a condition to all Operator Licences stipulating that they must maintain a record of complaints and notify the Council immediately where there are safety concerns (vehicle or fitness of driver) and/or conduct complaints. Clearly there are some practical implications, for example should all complaints be notified to the licensing authority or would there be a 'trigger'.
- 3.4 The above solution now forms part of the draft Taxi Licensing Policy
- 3.5 **Issue 2:** Excessive driver hours – no mechanism in place to ensure this does not happen



- 3.6 **Solution:** Issue an advice note on maximum number of hours. This could be based on the restrictions imposed on HGV and other similar drivers.
- 3.7 It is proposed to issue guidance on driving hours to both self-employed drivers and operators. It is further proposed to reword elements of the draft Taxi Licensing Policy to ensure that all aspects of the issue are covered.
- 3.8 **Issue 3:** Fitness of Drivers. The Coroner was concerned about the use of drugs or alcohol whilst driving.
- 3.9 **Solution:** Ensure Operators have something in place to monitor fitness of their drivers. The medical organisations used by licensing authorities could potentially assist (urine tests) but these appointments are pre-arranged and as such any tests may not be a true reflection. The use of drug machines on multi-agency days of action will also be used (where possible) to carry out random testing. Any concerns with drink or drug use by drivers during routine enforcement work will always be referred to the Police.
- 3.10 **Issue 4:** Condition of Vehicles
- 3.12 **Solution:** All Operators should have a policy on defects (when should drivers report defects and how often) and how quickly any defects will be rectified. All operators should provide and require drivers to maintain a defects book for their vehicle and provide guidance/training on this element. All books should be checked by operators on a regular basis.
- 3.13 An amendment to the Operator's licence conditions has been included in the new draft Policy
- 3.14 The Coroner noted the good work that the Nottinghamshire Licensing Group has undertaken in relation to this inquest and requested that this was extended to look at the following issues.
- Website: Increased used of a designated area specifically relating to taxi licensing
  - Guidance for dispatchers
  - Further consideration of application of drug and alcohol testing for drivers
  - Consideration be given to inviting all licensed operators to agree to share information regarding driver motoring offences with the Licensing Authority, as soon as this is made known to them by the driver or otherwise;
  - Guidance re the use of mobile phones for text messaging and phone calls;
  - Guidance on the use of hands free kits;
  - Data collection in order that the consumer may be informed of any operators and drivers who have been licensed by the NALG and who have adopted the Guidance on Best Practice.

#### **4.0 Proposals**

- 4.1 In light of the concerns raised by the Coroner it is proposed to amend the draft Taxi Licensing Policy to ensure that the areas of concern are fully addressed.

4.2 in light of these additional amendments it is proposed to undertake additional consultation of the amended draft policy and to report the findings of the consultation to the General Purposes Committee in March with a view to implementation as soon as possible after that date.

4.3 It is anticipated that the Nottinghamshire Authorities Licensing Group will look at the points raised in paragraph 3.14 at a future meeting.

**4.0 RECOMMENDATIONS that General Purposes Committee:**

**(a) note the comments of the Coroner;**

**(b) support the amendments to the draft Taxi Licensing Policy; and**

**(c) approve the new timetable for implementation of the new Taxi Licensing Policy**

**Background Papers**

Judgement - Inquest touching on the death of Mark Buckley – DOB 19.8.1979; DOD 30.3.2014 – Aged 34 years.

For further information please contact Alan Batty on Ext 5467

Karen White  
Director – Safety

**Inquest Touching on the Death of Mark Buckley**  
**DOB 19.8.1979; DOD 30.3.2014 – Aged 34 years.**

On Monday of this week, I commenced an inquest hearing touching on the death of Mr. Mark Buckley, late of Mappleton Drive, Mansfield, Nottingham.

I started the hearing by addressing the issues that are uncontroversial. Mr. Buckley was identified after his death by Nurse Ruth Petting at the QMC hospital in Nottingham where he was pronounced deceased. In a Crown Court hearing conducted by HHJ Michael Stokes, Mr. Kevin Wiesztort pleaded guilty to death by dangerous driving. The factual circumstances were as follows:

On 30<sup>th</sup> March 2014, Mr. Buckley was riding his motorcycle along the A611 Derby Road. He was driving on the correct side of the road – he was not under the influence of drugs or alcohol and all available evidence suggests that he was driving his motorcycle legally, properly and sensibly as he travelled to work in the early hours of the morning. Mr. Buckley was wearing a black material motorcycle jacket with high visibility fluorescent panels and a full-face helmet with a clear visor. Both helmet and visor were found to be in excellent condition. At approximately 5.30am, he was struck by Mr. Kevin Wiesztort's Fiat Doblo taxi being driven in the opposite direction. Mr. Wiesztort was working as a taxi driver – he was on his return journey from Birmingham Airport travelling back to his base at Aaeron Cars where further jobs had been reserved for him. Aaeron cars is a taxi business which is owned by Mr. Dennis Lamb. The business has been operating for in excess of 30 years and continues to operate in Mansfield. At the time of this collision, Mr. Lamb held and still holds a licence as a taxi operator approved by Mansfield District Council and Mr. Wiesztort held a licence as a taxi driver approved by Mansfield District Council.

Mr. Wiesztort's car was completely on the wrong side of the road when he struck Mr. Buckley in a head-on collision, resulting in unsurvivable injuries to Mr. Buckley which caused his death. The findings of the police, as accepted by the Crown Court, were that Mr. Wiesztort was most probably suffering from the effects of lack of sleep at the time of the collision. He had received little sleep for the preceding 3 to 4 days – estimated to be approximately 9 hours between Thursday and the collision on Sunday morning.

After the accident, he stated that he had no memory of travelling onto the opposing lane. There was severe fog at that location and a higher level of concentration would be required of any driver. The police finding is that the collision was wholly attributable to the actions of Mr. Wiesztort – the forensic collision report concluded:

*“As a professional driver, the welfare of the other road users and his passengers must be paramount. Mr. Wiesztort gave little regard to this and continued to drive in atrocious weather conditions knowing that he had had minimal sleep. Mr. Buckley would have had little or no time to react to the situation.”*

In the course of this hearing, DC David Abbott confirmed these conclusions. Mr. Kevin Wiesztort pleaded guilty to the charge of causing death by dangerous driving and on the 2.2.2015, he was sentenced to 45 months imprisonment and disqualified from driving for 5 years. I have explained previously that I adopt this factual background to the inquest so far as the collision is concerned and relying upon the same, I find that the only conclusion that can follow at this inquest is one of **Unlawful Killing**. This is the conclusion that I return.

Following the Crown Court trial, HHJ Stokes QC invited me to consider resuming the inquest having brought further background matters to my attention. We agreed that usually when criminal proceedings are commenced, adjourned inquests are not resumed because it is thought that proceedings in the Crown court will resolve all outstanding issues. However in this case, there was a continuing public interest in ensuring that this sort of tragedy is avoided in the future. There were a number of matters that had not been addressed and certainly not resolved simply by the imprisonment of the defendant. In a letter to Ms Rachel Price dated 23<sup>rd</sup> July 2015, HHJ Stokes QC concluded:

*“I am sending the details of the case and will let you know what decision is made as to re-opening the inquest. I shall also continue to press the CPS and the police to investigate the conduct of the taxi firm with a view to the Regulator becoming involved.”*

The inquest hearing over the past 3 days is the culmination of a full investigation into those additional matters of public interest that did, and do continue to apply, to ensure the safety of taxi drivers, their passengers and members of the public.

The properly interested persons to this hearing include all of the Licensing Authorities in Nottingham and Nottinghamshire. These are:

1. Mansfield District Council legally represented by Emma Whiting and Ms Kieran Rahal; Ms Samantha Yates – Licensing Team Leader and Ms Hayley Barsby – Deputy Chief Executive in attendance.
2. Nottingham City Council – Angela Rawson – Licensing Manager in attendance.
3. Ashfield District Council represented by Emma Goodall – Solr – Mr. Christopher Booth in attendance.
4. Bassetlaw District Council – represented by Stella Bacon - Solr
5. Broxtowe Borough Council – John Miley Licensing Manager in attendance.
6. Gedling Borough Council – Lyn Sugden – solr; Mr. Kevin Nealon Community Protection Manager in attendance.
7. Rushcliffe Borough Council – Duncan Collings – Senior Licensing Officer in attendance.
8. Newark and Sherwood District Council – Alan Batty – Business Manager for Environmental Health and Licensing

In considering the matters of public interest that pertain to this case, I have heard and/or relied on evidence from the following witnesses:

1. Ms Rachel Price – partner of Mark Buckley
2. DC David Abbott
3. DC Helen Neaverson
4. Michelle Marriott (now Newton) read by DC Neaverson
5. David Newton – read by DC Neaverson
6. Stephanie Dudley – worked at Aaeron Cars in March 2014 and continues to work there.
7. Edna Lamb – worked at Aaeron Cars in March 2014 and continues to work there
8. Denis Lamb – Proprietor of Aaeron Cars

Having considered the evidence given, I make the following findings:

I find that on the morning of 30<sup>th</sup> March 2014, Mr. Kevin Wiesztort transported Mr. and Mrs Newton as paying customers travelling from Mansfield to Birmingham airport. Almost from the outset, it became apparent to them that he was wholly unfit to drive. I find the he drove erratically throughout the journey – increasing and decreasing his speed without notice or any apparent reason for doing so. Mr.

Wieszstort's driving was most especially dangerous when he was on the motorway – he switched lanes without reason and at times was in danger of coming off the motorway altogether. At one point, he removed a jumper over his head whilst driving on the motorway causing him to swerve and weave about the road. Unsurprisingly, his passengers were terrified for their safety and greatly relieved that they arrived at their destination without serious incident. They expressed their disquiet and increasing anger to Mr. Wieszstort throughout the journey, but he paid little heed to their entreaties. On arrival at the airport, Mr. Newton telephoned Aaron cars to report the matter. I am satisfied that both in tone and content, Mr. Newton set his complaint out in the clearest possible terms in relation to his concerns about Mr. Wieszstort's driving.

*“I heard Michelle remonstrating with the driver in a raised voice as I walked away. We then met up and discussed what she said to the driver. As it had been decided not to be picked up by him, I made a total of three calls culminating in one to Aaron cars at 0500 hours.... I spoke to a woman about our pick up. She was aware of it and asked what the problem was. I explained what had happened and voiced my belief that the driver had been on some form of drug as neither Michelle nor I could smell alcohol. I instructed her that the driver was not to collect us from the airport at the end of our holiday and I asked to be called back on my mobile number by someone in a more senior position. She said she would arrange this but I received no such call back which prompted me to make numerous calls to SD travel. Nobody picked up.”*

I find that when Mr. Newton made his complaint, he highlighted his concerns to Ms Dudley the dispatch operator in a manner that would have left her in no doubt of the danger that Mr. Wieszstort posed both to himself and to others at that time. I am satisfied that she shared sufficient of the detail of this complaint with Mrs Edna Lamb, so that she also would be left in no doubt of the danger that Mr. Wieszstort posed both to himself and to others at that time. Neither of them took any or any appropriate action to protect Mr. Wieszstort or members of the public. It was apparent to me that issues of safety were not at any time being considered by either of them. Even now, I find that neither of them appreciates the gravity of this complaint. I have no confidence whatsoever that they would now behave appropriately, or take proper action should this type of situation arise in future. Tragically, if the police had been informed when the complaint was first reported, there is every reason to surmise that this tragedy may never have occurred. Instead, the focus appears

to have been on matters of finance - the bookings that were reserved by Ms Dudley for Mr. Wiesztort on his return to base and in Mrs Lamb's case, the need to prioritise her own airport run for fear of financial consequences. They tell me that it did not occur to either to share the detail of the complaint with Mr. Lamb, who was himself also out on an airport run to Heathrow airport. They tell me, and I accept, that they did share information with him about this complaint on the day of the accident – yet I note and accept that several weeks later on the 12.5.2014, Mr. Lamb claimed that he was unaware of the complaint that had been made by Mr. Newton. I accept the evidence of DC Neaverson on this point over Mr. Lamb. As with Ms Dudley and Mrs Lamb, I found that Mr. Lamb is even now wholly unable to appreciate the danger that Mr. Wiesztort posed both to himself and to others at that time. Faced with this situation again, I have no confidence that it would not be repeated. The staff has had no training in how to deal with complaints - either by way of recording or reporting the same. I am told that there has not been a single complaint made since March 2014 which will explain why there are no records of complaint. I take the view that the explanation is far more likely to be that complaints have not been recorded, since there was no appropriate system for recording complaints certainly before February 2016. Mr. Lamb accepts the description given by DC Neaverson relating to his place of work during her visit in August 2016.

*“As I walked into the premises, there was a really strong dirty smell coming from it. It was a very hot day and the front door was wedged open. There was a pile of rubbish by the front door. The stale dirty smell got worse as we walked in. The floor was dirty and sticky. There was rubbish on the floor too. Mr. Lamb was sat at his desk which to be honest was so disorganised, paperwork was all over the place. He openly admitted that he couldn't find anything!! On his desk was a packet of open biscuits which was obviously old and covered in flies. Dirty mugs were on his desk and contained stale fluids. The desk was very dusty and dirty too and as a professional visitor, I wasn't impressed that I had to sit at it. The paperwork that was strewn across his desk was ripped and dirty and was stained with spilt coffee/tea. Mrs Lamb was sat at another desk to the right as I walked into the office. Her desk was littered with paperwork and food she was eating at the time.”*

I am very pleased to hear that the Council now intend to take immediate action to review this very serious situation.

In my opinion, the responsibility for ensuring safety on the roads pertaining to use of licensed vehicles is to be shared three ways.

Firstly driver responsibility – I find that Mr. Wiesztort failed in meeting his responsibilities in this regard on the 30.3.2014.

Secondly operator responsibility – I find that Mr. Lamb also failed to meet his responsibilities and continues to fail to meet his responsibilities as a fit and proper operator.

Thirdly – the Licensing authority has responsibility for using their best endeavours to ensure that those afforded licenses are ‘fit and proper persons’ to meet those responsibilities.

In Dec 2015, I organised a meeting between Ms Samantha Yates of Mansfield District Council and DC Helen Neaverson to set out my provisional views about the matters that would need to be addressed in the course of this inquest hearing. I was keen to involve all eight licensing authorities in order to implement any required changes across the County, if this were deemed necessary. I highlighted 4 particular points that in my view were worthy of specific consideration as they apply to both taxi drivers and taxi operators. These were:

- Complaints procedures;
- Driver hours;
- Fitness of drivers;
- Vehicle maintenance

All eight licensing authorities meet on a regular basis as ‘NALG’ – Nottingham Authorities Licensing Group – henceforth referred to as the NALG. I am aware that in January 2016, all eight licensing authorities were made aware of my wishes and invited to contribute to this investigation and this inquest. I am very pleased to say that since that time, they have meet at approximately 6 weekly intervals and this inquest has been a topic considered on the agenda at every one of those meetings. Without exception, each authority has accepted my invitation to be joined as a properly interested persons to the inquest – they have attended at and been represented at a pre-hearing review. I have been regularly updated as to progress by Ms Yates and Mrs Rahal during the several months when major changes have been considered, approved and been introduced. These include more stringent regulations than previously applied



and I am greatly encouraged that NALG have worked collaboratively to introduce these changes countywide.

On 21st July 2016, the Hackney Carriage and Private Hire Licensing Policy came into effect. This policy places all of the earlier provisions into one document. Included therein are new policies which give detailed guidance highlighting the importance of public safety, personal responsibilities and the standard/duty of care expected of a Licensed Driver/Operator for Mansfield District Council. This is a voluminous document and it is impossible for me to address the detail of all those changes. I would hope however that this policy and other relevant guidance will find its way onto Council websites in order that it is widely available both to operators, drivers and members of the public. The changes do include the following:

- The responsibility of drivers:
  - (i) Fitness to drive
  - (ii) Vehicle Roadworthiness
  - (iii) Complaints reporting
  - (iv) Driver Hours.
  
- The responsibility of operators:
  - (i) Fitness and propriety of drivers and vehicles
  - (ii) Record Keeping
  - (iii) Complaints Handling
  - (iv) Driver Hours
  - (v) Vehicle roadworthiness
  
- Testing and inspections of all vehicles
- Lawful booking and legal plying for hire
- Vehicle inspection checklist

The four points which I identified have also been addressed and further changes introduced. It has been brought to my attention that Authorities are challenged and encumbered by the limitations of archaic legislation, which does not address modern day scenarios, and it requires urgent revision. I entirely accept this point and laud the efforts made to lobby for such change. Furthermore, the licensing authorities feel hampered by recently introduced legislation – The Deregulation Act 2015 which came into effect in October 2015, enabling cross border-hiring so that there are now no limits or

restrictions on operators from using drivers and vehicles outside of their own licensing area. All eight licensing authorities across the county are unanimous in their concerns about the impact this will have on safety – I am entirely satisfied that they have raised these concerns appropriately at local and national level in every forum available to them. I am confident that they will continue to do so. They have met with representatives of the Dept. of Transport and set out their concerns in full. During this inquest, I have heard evidence from Ms Samantha Yates, Ms Hayley Barsby, Mr. Duncan Collings and Mr. John Miley. They have addressed all of my questions and I am confident that the considerable work that has been done does not end here – this is a dynamic process and following this inquest, the NALG will consider issuing a Guidance of Best Practice which all drivers and operators will be encouraged to adopt. They have all taken careful notes at the inquest and will consider further items for change at their regular meetings.

These will include:

- Website: Increased use of a designated area specifically relating to taxi licensing. This area could be used to disseminate information to drivers and operators re new changes and guidance and any Guidance on best practice. It should include an area where complaints may be collated and viewed. Consideration will be given to publishing the outcome of panel decisions and recommendations following hearings where safety issues have been determined.
- Guidance to be given to dispatchers
- Further consideration of application of drug and alcohol testing for drivers.
- Consideration be given to inviting all licensed operators to agree to share information re driver motoring offences with the Licensing Authority, as soon as this is made known to them by the driver or otherwise.
- Guidance re the use of mobile phones for text messaging and phone calls.
- Guidance on the use of hands free kit.
- Data collection in order that the consumer may be informed of any operators and drivers who have been licensed by the NALG and who have adopted the Guidance on Best Practice.

Finally, I have made the point which has been and must be accepted by NALG that however laudable guidance and policy

documents may be, they are meaningless without proper enforcement arrangements. I remind myself that in the case of Mark Buckley both the driver Mr. Wiesztort and the operator Mr. Lamb were licensed by Mansfield District Council. Indeed, Mr. Lamb continues to hold a licence as a taxi operator some two and a half years after the death of Mr. Buckley. After March 2014, he was visited several times by Mr. Peter Harris and Mr. Alan Knight, Licensing Enforcement Officers and Mr. Lamb repeatedly failed to implement their advice and guidance, specifically in relation to a complaints system.

In January 2016, Mr. Lamb came before a panel to review his licence after two of the vehicles operated by him were found to be in unsatisfactory condition.

In February 2016, he received a letter from the Council outlining strict conditions attached to his licence. It was evident following his evidence at this inquest that Mr. Lamb has continued to breach conditions that are now regarded as requirements for 'fit and proper' persons to adopt and apply. I was pleased to hear that this evidence is noted and is clearly being viewed very seriously by the Mansfield District Council. Mr. Lamb will now be subject to urgent review. The outcome of this review will be shared with Ms Price and with this court.

My attention has been drawn to the report published on the 4.2.2015 following the Rotherham inquiry conducted by Louise Casey. All eight licensing authorities have considered this. I find that the following key points are worthy of record in this judgment and ought to be to the forefront of all future enforcement planning:

1. Councils have powers of licensing and regulation which can be used to disrupt illegal activity and keep the community safe. This is in addition to the duties and powers of the police.
2. Authorities cannot claim they are powerless to act.
3. Plans and strategies must connect with reality on the ground.
4. Documents which are clearly aspirational including summaries of good practice must be rooted in the day-to-day experience of staff to be evidenced by inspectors/enforcement officers at the frontline to ensure that they are acted upon in order to have the desired effect.

Mr Duncan Collings told me that Nottinghamshire Authorities Licensing Group are leading the way nationally in terms of the

changes they have implemented in this case. This is much to be commended and is a fitting legacy for Mr Buckley.

Commendations: NALG, Mrs Rahal and DC Neaverson.

Condolences to the family of Mr. Buckley.

This concludes this investigation and this inquest hearing.

Miss Máirín Casey – Senior Coroner for Nottingham and Nottinghamshire.

26.10.2016

**UPDATE ON PERFORMANCE AND ENFORCEMENT MATTERS**

**1.0 Purpose of Report**

1.1 To inform the Committee of the activity and performance of the Licensing Team and to provide Members with details of current ongoing enforcement issues.

**2.0 Background**

2.1 New applicants for a Hackney Carriage/Private Hire Drivers or Private Ambulance Drivers Licence have to undergo various checks. These include a: Disclosure and Barring check; DVLA check; two references are required; Group II medical; and knowledge and ability tests.

2.2 This report covers the period from 1 July to 30 September 2016 and sets out the range and number of licence applications during this period. It also highlights any activity required as a result of the applications.

<b>Application Type</b>	<b>New applications received</b>	<b>Renewal of applications received</b>	<b>Number Issued</b>	<b>Comments</b>
Hackney Carriage/Private Hire Driver	8	19	21	
Ambulance Drivers	24	7	15	
Hackney Carriage Vehicles	5	23	28	
Private Hire Vehicles	1	4	5	

**2.3 Street Collections**

The table below sets out the numbers of collections undertaken within the reporting period of 1 July to 30 September 2016 and the charities supported. The organisations undertaking the collections are required to complete a return that sets out the 80% of the collection that is returned to the charity.

<b>Charity</b>	<b>Location</b>	<b>Date</b>	<b>Total amount collected</b>	<b>% returned to charity</b>
RSPCA	Southwell	23/7/16	£222.02	100
Save the Children	Newark	9/7/16	Nil	Nil
James Whale Kidney Cancer	Ollerton	21/7/16	£124	100
Newark Sea Cadets	Newark	30/7/16	£224.85	95
Culture Dementia UK	Ollerton	18/8/16	tbc	
RLNI	Southwell	27/8/16	£652	100
Hillside Animal Sanctuary	Southwell	3/9/16	£41.84	100
CLIC Sargent Cancer Care	Southwell	10/9/16	£73.07	100
RAFA	Whole District	17/9/16	tbc	

## 2.4 House to House Collections

The table below sets out the numbers of collections undertaken within the reporting period of 1 July to 30 September 2016 and the charities supported. The organisations undertaking the collections are required to complete a return that sets out the 80 % of the collection that is returned to the charity.

<b>Charity</b>	<b>Location</b>	<b>Date</b>	<b>Total amount collected</b>	<b>% returned to charity</b>
Be Child Cancer Aware	Whole district	01/07/16	0	0
Coping with Cancer	Whole district	20/27 July 16	£142.79	82
On The Streets of Southwell	Whole district	27/08/16	£579	100
Cancer Recovery Foundation UK	Whole district	01/08/16	£25.50	78
Coping with Cancer	Whole district	20-22 Aug 16	£129.99	77
Leukaemia & Myeloma Research UK	Whole district	22-23 Aug 16	£183	75
Cancer Recovery Foundation Uk	Whole district	01/09/16	£12.50	80
Coping With Cancer	Whole district	21-28 Sept 16	£150.25	81
Be Child cancer Aware	Whole district	Sept 2016	£66	80

## 2.5 Enforcement Issues

### **Hackney Carriage/Private Hire Ongoing Enforcement Activity between 1 June and 30 September 2016**

<b>Location</b>	<b>Activity</b>	<b>Date Case Opened</b>	<b>Action Taken So Far</b>
Newark	Taxi driver complaint regarding another taxi vehicle.	15.07.16	Company in question contacted. Vehicle taken to depot for inspection. Issue fixed.
Newark	Routine vehicle inspection	01.08.16	Vehicle in order
Newark	Routine vehicle inspection	01.08.16	Advice given on tyre tread Vehicle in order
Newark	Routine vehicle inspection	01.08.16	Vehicle in order
Newark	Routine vehicle inspection	01.08.16	Vehicle in order
Newark	Routine vehicle inspection	01.08.16	Vehicle in order
East Midlands Airport	Routine vehicle inspections	20.9.16	No NSDC vehicles were inspected

Newark	Complaint regarding taxi driver allegedly refusing a fare and the use of offensive language	23.9.16	The driver explained that she was already booked and waiting for her fare. She has been given a verbal warning for her use of language.
Newark	Complaint from taxi driver regarding another driver	29.9.16	Both parties were contacted and the issue has been resolved.

### **3.0 RECOMMENDATION**

**That the Committee consider the contents of the report and identifies any issues it wishes to examine further.**

For further information please contact Kerrie Vickers on extension 5236.

Karen White  
Director – Safety

# **LICENSING COMMITTEE**



NEWARK AND SHERWOOD DISTRICT COUNCIL

Minutes of the **LICENSING COMMITTEE** held on Thursday, 8 September 2016 in Room G21, Kelham Hall immediately following the meeting of the General Purposes Committee.

PRESENT: Councillor Mrs R. Crowe (Chairman)  
Councillor I. Walker (Vice - Chairman)

Councillors: Mrs K. Arnold, Mrs B.M. Brooks, D. Clarke, Mrs S.M. Michael, P. Peacock, Mrs S.E. Saddington, Mrs S. Soar, Mrs. L.M.J. Tift and K. Walker.

9. APOLOGIES FOR ABSENCE

Apologies for absence were submitted by Councillors Mrs I. Brown, M. Buttery, M.G. Cope and D.R. Payne.

10. DECLARATIONS OF INTEREST BY MEMBERS AND OFFICERS

NOTED: that no Member or Officer declared any interest pursuant to any statutory requirement in any matter discussed or voted upon at the meeting.

11. DECLARATION OF INTENTION TO RECORD MEETING

NOTED: that there would be an audio recording of the meeting.

12. MINUTES OF MEETING HELD ON 17 MARCH 2016

AGREED that the Minutes of the meeting held on 16 June 2016 be approved as a correct record and signed by the Chairman.

13. LICENSING ACT TRAINING

The Committee considered the report presented by the Business Manager – Environmental Health in relation to Licensing Act training that had been held at the Hostess Restaurant in Mansfield on 1 July 2016.

It was noted that the feedback from the training had been positive and useful to both experienced and new Members to the licensing regime.

Some Members of the Committee commented that they considered the morning session to be of benefit but that the examples of poor practice in relation to hearings provided in the afternoon session had been of little use and that they would have preferred a more formal example of how a hearing should be conducted.

In relation to the venue, Members all agreed that the service and facilities provided were excellent.

AGREED (unanimously) that the above comments be fed back to the Nottinghamshire Authorities Licensing Group.

14. COUNTY WIDE BEST BAR NONE SCHEME

The Committee considered the report presented by the Business Manager – Environmental Health which provided an update on the progress of the County Wide Best Bar None Scheme.

The report provided background information to the scheme and listed a number of issues that it would look to promote in order to raise standards in licensed premises. Information was included as to the number of premises who had expressed an interest in joining the scheme in the first year and that the Red Lion in Farnsfield had been awarded the Best Village Pub in the countywide public vote. It was reported that applications for the second year were at the same level as the previous year but had been received from different premises.

AGREED (unanimously) that:

- (a) the progress of the Nottinghamshire County Best Bar None Scheme be noted; and
- (b) the proposals for both local and county wide award ceremonies be supported.

15. TEMPORARY EVENT NOTICES RECEIVED AND ACKNOWLEDGED BETWEEN 1 APRIL AND 30 JUNE 2016 INCLUSIVE

NOTED the Temporary Event Notices received and acknowledged between 1 April and 30 June 2016 inclusive.

16. UPDATE ON QUARTERLY PERFORMANCE AND ENFORCEMENT MATTERS

The Committee considered the report presented by the Licensing Manager in relation to the activity and performance of the Licensing Team together with details of current ongoing enforcement issues.

Information contained within the report related to the number of applications for the grant or variation of licences received between 1 April and 30 June 2016. Members queried whether any feedback had been received in relation to the Wellfest Premises Licence that had been granted following a Licensing Hearing. It was reported that three complaints had been received about the event, two of which were in relation to noise nuisance. One of the noise complaints had alleged that music had been playing after the licence terminal hour but this was found not to be the case. Concerns had also been raised about the behaviour of one of the acts but from speaking to the Safety Advisory Group after the event, this had been highlighted to the artistes and they had tailored their performance to their audience for that event.

AGREED (unanimously) that the reported be noted.

Prior to closing the meeting, the Chairman advised that she had held discussions with the Business Manager – Environmental Health in relation to items for inclusion on future agendas of the Committee. These items related to:

- Refresher training sessions to be held following Committee meetings if the agenda permitted;
- Update reports in relation to Pub Watch, giving information about attendees and numbers; and
- Update reports in relation to Licensing Applications in order that Members are kept briefed of what was happening across the district.

The Chairman also advised that the Committee were to be invited to a Night Time Economy visit in Newark and that this was likely to be in late November, commencing at approximately 23:00 hours.

The meeting closed at 6.50 pm

Chairman

**NEWARK & SHERWOOD DISTRICT COUNCIL**  
**LICENSING SUB-COMMITTEE**  
**("the Panel")**

**RECORD OF HEARING HELD ON**  
**17 OCTOBER 2016**  
**10:10 HOURS**  
**ROOM G21, KELHAM HALL**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE**  
**Jola Jola, 39a Cartergate, NEWARK, NG24 1UA**

**APPLICANT: Jola Entertainment Limited**

**SUB – COMMITTEE:**           **Councillor Mrs R. Crowe (Chairman)**  
  **Councillor Mrs I. Brown**  
  **Councillor I. Walker**

**Lisa Ingram (Legal Advisor)**

**ALSO IN ATTENDANCE:**   **Objectors**  
  **None in Attendance**

**Applicants**  
**Michael Kheng (Applicant's Company Licensing Consultant)**  
**David Potter (DPS of Premises)**  
**Jonathan Swift (Director of Jola Jola Entertainment Limited)**

**Details of the Application**

An application for the grant of a premises licence for Jola Jola, 39a Cartergate, Newark, NG24 1UA was submitted by Jola Jola Entertainment Limited. The application submitted was amended following detailed discussions with Nottinghamshire Police. Details of the amendments were contained within the papers circulated to the Hearing Panel for consideration.

The Panel introduced themselves to those in attendance stating which district ward they represented. Councillors Mrs Crowe and Mrs Brown, both also elected Members of Newark Town Council, advised those present that they had taken no part in the debate or decision making process of the Town Council which had resulted in the representation being submitted.

Prior to the commencement of the Hearing, the Panel's Legal Advisor stated that the application was for that of a new Premises Licence. An existing licence was in place but currently suspended due to outstanding fees. She added that the submitted Police Representations had been withdrawn following discussions with the applicant and his Licensing Consultant and noted that they were the main source of advice when dealing with the prevention of crime and disorder. She also stated that in relation to the prevention of public nuisance, Environmental Health Services were the main source of advice and no representation had been received from them or any other Responsible Authority.

## Presentations

### The Applicant's Case and Summary

Mr. Kheng advised the Panel that the decision to make an application for a new Premises Licence was twofold. Firstly, the currently licence had some 51 conditions attached to it that were either out of date or not appropriate for the premises moving forward. Secondly, it was more cost effective to apply for a new licence rather than to vary the existing licence. The outstanding fees in the sum of £900 were payable by the current licence holder and therefore were not the responsibility of the applicant, Jola Jola Entertainment Limited.

Mr. Kheng stated that extensive meetings and discussions had been held with Nottinghamshire Police which had resulted in an agreement being reached, a summary of which was contained within pages 2-5 of the evidence bundle submitted by the applicant. Pages 6-7 of the bundle stated the hours that had been agreed between the Police and the applicant.

In referring to the presentations submitted, Mr. Kheng spoke in relation to one of the objectors relationship with the operator of a local public house and whether this was appropriate. The Chairman of the Panel advised Mr. Kheng that she did not believe this to be relevant to the proceedings.

Mr. Kheng advised that he had contacted both objectors, Councillor David Lloyd and Newark Town Council, via email to advise that a Premises Licence was currently in operation and therefore their representations held no bearing.

The previously made comments of the Legal Advisor in relation to the Police and the Environmental Health Services being the Responsible Authorities on crime and disorder and noise disturbance were reiterated by Mr. Kheng who also referred the Panel to the Revised Guidance issued under Section 182 of the Licensing Act 2003. He stated that it was not the role of the Panel to act as a mediator between the representors and the applicant to reach a compromise, but to determine the application based on the facts and evidence placed before them.

In summary, Mr. Kheng submitted that the representations of the Town Council and Councillor David Lloyd were not relevant as an existing licence was in place and asked the Panel to grant the licence as applied for and subsequently amended.

### Questions to Applicant

Councillor Mrs Brown addressed Mr. Kheng to state that she had undertaken training in order to qualify her to take part in Hearing Panels and did not appreciate Mr. Kheng's comments in relation to acting as a mediator. Mr. Kheng apologised if his comments had caused offence.

In relation to the employment of door supervisors, Councillor Mrs Brown queried whether there were sufficient numbers to cover all the venues in the town. Mr. Kheng advised that Mr. Swift was himself a registered door supervisor adding that if the circumstances warranted, staff would be pulled in from other licensing authority areas in order to comply with the agreed condition attached to the licence.

Councillor Mrs Crowe queried what, if any, provisions had been made for the dispersal of patrons from the premises. Mr. Kheng advised that a policy had been agreed with the Police that covered a number of issues, including dispersal of patrons and also the misuse of drugs and child protection issues.

## **Decision**

### **Panel's Findings**

The Chairman of the Panel advised that they had read through the papers that had been circulated prior to the hearing and also the submission of further evidence by Mr. Kheng via email. The Panel had taken note of the Police's response and subsequently agreed conditions with the applicant and found that they should be guided by their approach to the application in respect of crime and disorder. The Panel had noted that the two representations received had mostly been in respect of crime and disorder and also that the premises had a current licence, albeit suspended for non-payment of fees.

### **Panel's Decision**

On the face of the evidence before it, the Panel found that the licence should be granted with the conditions set out by the Applicant and those agreed with the Police, the mandatory conditions and imposed conditions as these were sufficient and appropriate to promote the licensing objectives. There was no reason for the Panel to interfere any further with the application.

Some of the concerns raised, related to crime and disorder which the Police are to be regarded as the "experts" and the main source of advice and them, having been satisfied with the application, the Panel were satisfied that any objections they might have had, had been addressed by the Applicant and/or addressed by agreed/imposed conditions.

The hearing closed at 10.36am.

**NEWARK & SHERWOOD DISTRICT COUNCIL**  
**LICENSING SUB-COMMITTEE**  
**("the Panel")**

**RECORD OF HEARING HELD ON**  
**12 OCTOBER 2016**  
**10:15 HOURS**  
**ROOM G21, KELHAM HALL**

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE**  
**THE VENUE, (formerly known as Millgate Museum), MILLGATE, NEWARK, NG24 4TS**

**APPLICANT: Wendgreen Limited**

**SUB – COMMITTEE:**           **Councillor Mrs L.M.J. Tift (Chairman)**  
   **Councillor Mrs K. Arnold**  
   **Councillor Mrs B.M. Brooks**

**Lisa Ingram (Legal Advisor)**  
**Alan Batty (Business Manager – Environmental Health & Licensing)**

**ALSO IN ATTENDANCE:**   **Objectors**  
   **Diane Hubko**  
   **Julia Prebble**  
   **Charles Wheeler**  
   **Sue Pickles (Millgate Conservation Society)**  
   **AJA Morgan**  
   **Jane Williams**  
   **Robert Britten**

**Applicants**  
**Dan Godfrey (on behalf of Applicant's Company)**  
**Michael Kheng (Applicant's Company Licensing Consultant)**  
**Garry Wood (on behalf of Applicant's Company)**

**Details of the Application**

An application for the grant of a premises licence for The Venue, Millgate, Newark, NG24 4TS was submitted by Wendgreen Limited. The application submitted was amended following discussions with Nottinghamshire Police. Details of the amendments were contained within the papers circulated to the Hearing Panel for consideration. The Panel were advised that a representation had been received from Environmental Health Services but following the applicant's acceptance of an appropriate condition to the Premises Licence the representation was withdrawn.

Prior to the commencement of the Hearing, the Chairman and the Panel's Legal Advisor confirmed that all Members of the Panel had visited the premises and clarified the procedure to be followed. The Legal Advisor stated that the premises had been granted a planning permission in 2014, a copy of which was circulated for information purposes only, to establish the facts as to the current planning status of the premises adding that planning considerations did not fall within the licensing regime and limited weight would be placed on evidence relating to it. The Legal Advisor also stated that the Police Authority were the main source of advice when dealing with the prevention of crime and disorder and caution should be applied in respect of any discussion relating to this area as conditions had been already agreed with the Police. In relation to the prevention of public nuisance, Environmental Health Services were the main source of advice and conditions had again been agreed with the subsequent withdrawal of the representation and therefore caution should be applied in respect of that any discussion relating to this area as conditions had been already agreed with the Police. It was also reported that no representations had been received in relation to public safety or the protection of children from harm from any responsible authority.

### **Presentations**

The Business Manager – Environmental Health & Licensing presented to Members the report for consideration, drawing to their attention the agreed amendment to the hours as originally applied for and the agreed additional condition. He also confirmed that a revised page 34 of the documentation had been circulated to all parties, clarifying the hours of regulated entertainment at an adjacent premises, The Navigation, Millgate, Newark. He also confirmed that the operation of the premises covered by the previous Premises Licence which had ceased in 2012 had not generated any complaints.

### **The Applicant's Case**

Mr Kheng reiterated the comments of the Legal Advisor in relation to the amended hours, additional condition and that no representations have been received from any responsible authority. He advised that the premises had undergone a refurbishment which had cost in the region of £250,000 and that it was not proposed to operate the premises as a public house or a night club. It would be predominantly a private function/ conference venue and that his clients would be happy to accept a condition to restrict the use of the premises to reflect this.

In relation to the representations received from the interested parties, Mr. Kheng observed that of those before the Panel for consideration, 6 were identical (in that it was a signed pre-printed form), 4 were from 2 addresses, 1 had no address at all and 4 were not in the vicinity of the premises and therefore had not been highlighted on the map circulated in the paperwork (page 35) which led him to state that these were not representative of the residential area. All the comments were of a similar nature and referred to issues experienced by existing premises. He noted that some of the representations made sweeping statements, with one stating that there would be a rise in drug dealing should the application be granted. Mr. Kheng stated that the Police had not commented on any matter relating to drug dealing and the representors had provided no evidence to substantiate this statement. Mr. Kheng stated that the Environmental Health Officer had commented that he had had very little by way of complaints and was therefore surprised by the residents comments in this regard.



Mr. Kheng advised that the hours had been amended to reflect those of premises already operating in the area and that it was his client's belief that if they curtailed them further it would be against the licensing objective as it would lead to patrons leaving their premises at the terminal hour and seeking to gain entry to other establishments still operating.

Mr. Kheng suggested that the representations were of a speculative nature as the licence being applied for was for premises that were not yet in operation and further suggested that the patrons of The Venue would not pass the residents homes.

Mr. Kheng drew the Panel's attention to Section 9.42 of the Revised Guidance, issued under Section 182 of the Licensing Act 2003, which stated that the authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve and finished by reiterating that no proper authorities had any concerns.

### Questions to the Applicant

Whilst acknowledging that the issue of parking for vehicles was not a licensing matter, the Chairman of the Panel noted that some of the concerns raised by residents was in relation to this, linking directly to the appropriateness of the location of the premises and queried what the intention was in dealing with the matter of parking spaces for patrons of the premises. Mr. Kheng advised that there was a public car park off Pelham Street and that the premises were on a public road. It was likely that taxis would pick up and drop off patrons at the premises and also that the future management team would provide contact details for taxi companies. Mr. Kheng added that when the premises were in operation, anyone making enquiries as to holding a function there would be sent a promotional pack which would include information about parking, hotels, restaurants etc. in the area.

In relation to patrons who wished to smoke, the Chairman queried what provision would be provided externally to accommodate this. Mr. Kheng advised that there was an outside area at the rear of the property and that glass barriers were to be erected around this. Staff would be in the vicinity as would door supervisors, if the event warranted their use. Patrons would be encouraged to use this area rather than to exit the front of the building.

In relation to the capacity of the premises, Mr. Kheng advised that this had not yet been determined with the Fire Authority.

In relation to whether a potential market had been established for the premises, Mr. Godfrey stated that the premises were appropriate for small to medium sized receptions or conferences and that he believed there was a shortage of that type of premises in the area. He added that he hoped to encourage and host community type events e.g. art exhibitions, craft events.

In relation to how many events per week it was anticipated the premises would hold, Mr. Godfrey comments that it would likely be 2 per week. Mr. Kheng added that it could be that the functions did not go on to the terminal hour.

In response to how often it was anticipated the opening hour applied for of 07:00 hours would be used, Mr. Kheng advised that this would be to cover such things as breakfast meetings or, for example, early morning fishing parties.

The Legal Advisor raised the issue of the terminal hour for late night refreshment being the same as the closing hour adding that some residents had mentioned litter and food items and queried how it was proposed to manage this. Mr. Kheng stated that late night refreshment did not just relate to food and that it included hot beverages. The hours as applied for provided the premises with the opportunity to serve hot drinks in the half hour between stopping serving alcohol and closing the premises.

In relation to the delivery and emptying of bottles etc. at the premises, the Legal Advisor queried how this would be managed. Mr. Kheng advised that deliveries would be received in a morning but added that if there was concern his clients would accept a condition which restricted these activities so that they should not take place between the hours of 23:00 hours to 07:00 hours.

On being asked prior to the hearing, Mrs Pickles (Millgate Conservation Society) had been appointed to speak on behalf of the representors present with some reserving their right to speak should the need arise.

Mrs Pickles asked whether clarification could be given as to why the applicant had requested the licence to cover both on and off sales of alcohol at the premises. Mr. Kheng advised that should the premises be asked to provide outside catering, in order to include alcohol in any provision they would need the licence to cover off site sales too. In response to whether this could be condition to stop 'passers-by' using the premises as an off licence, Mr. Kheng said it would very difficult to specifically condition and would not want to accept it.

Mrs Pickles raised the issue of the provision of parking for patrons at the premises seeking clarification that the Pelham Street car park Mr. Kheng had previously referred to was the one at the rear of the Asda car park. Mr. Kheng confirmed that this was the case stating that there were 2 car parks and that there was approximately 30 spaces outside the premises. In responding to whether these would be available for patrons, Mr. Kheng advised that this was not a licensing matter, adding that the Pelham Street car park offered 24 hour parking. Mr. Wood added that the parking at the front of the premises (30 spaces) could be used, subject to availability as it was not residents parking.

Mr. Britten, a representor, acknowledged that parking was not a licensing matter but stated that the movement of people arriving and leaving the premises created a disturbance.

Mrs Prebble, a representor, stated that she had counted the number of spaces at the front of the premises and there was only 19, not 30 as previously stated.

Mrs Prebble queried how the owners envisaged the premises would operate as she had heard previously that it was to operate as a restaurant. Mr. Godfrey advised that most meeting and conference had meals provided and it was anticipated that the kitchen would be at capacity catering for that adding that if a restaurateur approached them it would be a matter for planning. Mr. Kheng added that the current and perceived anti-social behaviour would be from public houses and not the premises in question.

Mrs Hubko raised concerns that Mr. Kheng was dismissing some of the representors objections because they were the same, querying whether he would dismiss a petition signed by individuals. The Chairman confirmed that the Panel had read all the papers before them. Mr. Kheng confirmed that it was a matter for the Panel to consider what weight to put on the representors objections but should a petition be presented he would ask for it to be dismissed as it was very easy for individuals to sign such a paper without actually reading its contents.

Mr. Morgan, in referring back to the planning application, stated that it had been granted without the knowledge of what the function of the building was to be and that had it been known, provision of parking may have been an issue. He suggested that it would be better to wait until a management team were in place and therefore such a wide ranging licence may not be needed. Mr. Kheng stated that it was not wide ranging and that the conditions would restrict it being used as a public house. He added that it had been a public building previously and there had been no issue with parking then.

In referring back to patrons parking in the Pelham Street car park, Mr. Morgan stated that this would create a large number of people walking through as it was a major thoroughfare and that the area was densely residential. The Chairman acknowledged the point that Mr. Morgan was making but advised that this was not a licensing consideration.

Mrs Hubko queried how it was possible to grant a licence to premises that did not have a management team. Mr. Kheng advised that it was not a requirement. The licence was for the building and not a person. Should, when the premises were in operation, they not be run correctly, they could be subject to the review process.

The Legal Advisor addressed all those present to reiterate that this point of the proceedings gave the representors opportunity to ask the Applicant questions and seek clarity on any points.

Mrs Hubko noted the condition agreed with the EHO but queried whether the doors and windows would therefore remain open at other times. Mr. Kheng provided an explanation of the condition and that the hours that the doors and windows would remain closed were when noise was likely to cause the most disturbance. Mrs Hubko added that her property was some 14ft away from the premises. Mr. Kheng acknowledged the fact but added that the function room, where any disturbance would be generated from, was further away than 14ft.

In relation to the delivery of goods and supplies and the storage of waste, Mr. Kheng advised that there was no underground cellar and all goods and supplies would be delivered via the archway entrance. Items would either be stored internally or within the curtilage of the premises. In response to the fact that the archway was on a public footpath, Mr. Kheng stated that this was no different to any premises that had items delivered.

In response to how the worsening traffic situation would be managed on Millgate, Mr. Kheng reiterated that such issues would form part of the marketing literature for prospective patrons but the management of traffic on a public highway was not something that the premises could undertake.

The meeting adjourned for a period of 10 minutes.

### The Objector's Case

Mrs Pickles requested that she be permitted to submit photographs of the premises. As these had not been submitted prior to the hearing, they were not circulated to those present.

Mrs Pickles stated that they were a mixed community. She acknowledged that 6 representations had been identical but that it was likely that more had been sent but not received within the deadline, but felt that those before the Panel were indicative of the feelings of residents. She stated that the application from Wendgreen Limited, the owner and developer, and the terms requested showed no accord to the residents with no attempt having been made to meet with the residents. There was no information as to who the operator was to be which required a 'leap of faith' by the Panel in granting the licence.

Mrs Pickles added that the neighbouring property was owned by Wendgreen Limited and operated on less hours, adding that noise echoed around the courtyard at the front of the properties. She acknowledged that residents tried to be tolerant as, although disturbed by noise, they knew it would cease prior to midnight and this was the reason that no complaints had been submitted to Environmental Health Services. Noise was recognised as an issue during the planning application process with a scheme to be put in place to protect nearby residents. To-date, the scheme had not been submitted for approval. She stated that all residents knew what living in a town centre entailed but did not want to create a situation where this could worsen. She said that should the Panel grant the application it would set a precedent for all such applications within residential areas.

#### Questions to the Objectors

No questions were asked.

#### Summaries

##### Objectors

Mrs Pickles noted that the most critical part of the proceedings was the production of evidence and that the determination of the application must be based on such adding that the evidence submitted by the representors had been anecdotal. She noted the comments made by Mr. Kheng that the premises would not become a public house and that the promotional literature would refer to parking and that a condition had been offered to restrict the hours for delivery and waste collections, noting however that delivery through Mill Lane would be difficult due to the road layout. She noted that at present Severn Trent Water were working within the courtyard on sewer improvements and an access would be created which would need to be kept clear.

In finalising her statement, Mrs Pickles stated that residents knew what the situation was at present and would not wish to see it worsened by the granting of this licence with so many unknowns.

##### Applicant

Mr. Kheng noted that there had been no representations from the Police or the Environmental Health Officer. He referred the Panel to Section 9.12 of the Revised Guidance, issued under Section 182 of the Licensing Act 2003, which related to the representations from the Police and adding that no evidence had been submitted by the interested parties. Section 9.42 of the Revised Guidance, issued under Section 182 of the Licensing Act 2003. Again, Mr. Kheng referred the Panel to, Section 9.42 of the Revised Guidance, issued under Section 182 of the Licensing Act 2003 related to determining actions

that are appropriate for the promotion of the licensing objectives. He stated that his client had invested approximately £250,000 in the premises and the granting of the licence would create employment. He added that not to grant would have a negative effect on the licensing objectives and therefore requested the Panel to grant the licence, as amended, with additional conditions.

## **Decision**

### **Panel's Findings**

The Chairman of the Panel advised those present that they had recognised that licensed premises were major contributors to the economy of the District. They help to attract tourists and visitors, make for vibrant towns and communities and can be a major employer.

The Panel had listened carefully to the oral and written representations which had been made. They were concerned about the location of the premises which was in a residential area and the impact that an additional licensed premises may have.

They noted that no other responsible authorities had live representations in respect of the application which they had had to take into account.

They had heard that residents currently suffered from what they described as anti-social behaviour and nuisance. However, this had not been supported by substantive evidence or logged complaints with the Council's environmental health team. The premise was not currently in operation and therefore they had considered the application on the basis of how it was intended to be run.

There was no management plan in place save for the operating schedule attached to the application and the long term proposals were yet to be finalised.

### **Panel's Decision**

In taking all of the above into consideration the Panel had determined to grant the licence on the following basis:

Plays, films, indoor sporting events, performance of dance, opening, recorded music and sale of alcohol - Monday to Sunday 0700 to midnight, live music from 0700 to 11.30pm. Late night refreshment 11pm to midnight

Plays, films, indoor sporting events, performance of dance, opening, recorded music and sale of alcohol until 1am, live music until 12.30pm 30 days within a 12 month period.

Together with the conditions which are already set out in the papers we are minded to add the following to address the concerns I have already mentioned:

1. Signage shall be displayed advising customers to be respectful to residents and to leave the area in a quiet and orderly manner.
2. Deliveries and emptying of bottle bins shall not take place between 11pm and 7am.
3. The Premises shall not be used as a night club, or pub/bar or public restaurant.

4. The external area of the premises shall not be used for the provision of licensable activities or consumption of food and beverages after 11pm.
5. A taxi calling service shall be available to customers at all times that the premises are open. Customers who are waiting for a taxi shall be provided with seating inside the premises. (It is recommended that taxi companies are requested to text their fares when they arrive).
6. At all times the premises licence holder shall risk assess the need for door supervisors at the premises, and/or employ such door supervisors at such times and in such numbers as deemed necessary by the risk assessment and/or at any other times upon agreement with the Police. Cognisance shall be taken of Police advice if events are taking place which may directly or indirectly impact on the safety of staff and customers and provision shall be made for the required number of SIA licensed door supervisors to be on duty at times as agreed with the Police i.e. events requiring extra Police resources (Bank Holiday weekends, significant international or local sporting events etc.) The written risk assessment shall be made available on request to the Police and/or Licensing Authority.
7. 30 minutes before the premises close to the public, managers shall ensure that the following action be undertaken:
  - a) Two SIA licensed door supervisors (where risk assessment provides the same to be employed) and at all other times 1 member of staff shall monitor a predetermined area outside the premises (as per the plan appended to the licence) to assist in the safe dispersal of patrons by foot or vehicle. (this area to include the archway and court yard).
  - b) Such door supervisors shall wear reflective yellow jackets and carry Pub Watch radios.

The hearing closed at 13:10 hours

**THE WHITE HART NEWARK – UPDATE FOLLOWING OUTCOME OF SUMMARY REVIEW OF PREMISES LICENCE**

**1.0 Purpose of Report**

- 1.1 To provide Members with an update on the White Hart following the Summary Review of the premises.

**2.0 Background**

- 2.1 The White Hart is situated just off the Market Square in Newark. It is a Public House that offers some food and late night drinking. The Premises Licence is held by Admiral Taverns a national pub chain who also own the premises.

- 2.2 Following a number of what was deemed by the Police as serious incidents and alleged on-going breaches of the licence conditions the police submitted a request for a Summary (expedited) Review of the premises licence. A Summary Review can be requested if the Police believe there is serious crime and disorder associated with a premises. The Summary Review process requires the Licensing Authority to consider within 48 hours whether any interim steps should be imposed pending full review hearing.

- 2.3 A hearing was held on 14 April 2016 to determine whether it was necessary to impose interim steps on the basis of the application. The sub-committee decided to impose the following interim steps:

- Removal of the Designated Premise Supervisor from the licence
- Modify conditions –

Opening hours of the premises 08:00 to 01:00 the following day Monday to Sunday and the removal of Non Standard Times

Licensable activity (sale of alcohol, regulated entertainment, late night refreshment) 08:00 to 00:30 the following day Monday to Sunday and the removal of Non Standard Times.

- 2.4 Representations against the interim steps were received by the premise licence holder on 19 April 2016. The legislation required a hearing to be held within 48 hours of the representation being made. A hearing to consider this representation was held on 21 April 2016. The sub-committee decided that the interim steps imposed by the panel on the 14 April 2016 were appropriate for the promotion of the licensing objectives.

**3.0 The Review Hearing**

- 3.1 The full review hearing took place on the 11 May 2016. The Panel heard evidence from the police and the Safeguarding Children's Board in support of the review application. The premises licence holder (Admiral Taverns) and the previous Designated Premises Supervisor gave counter evidence.

- 3.2 After considering all the evidence heard the Panel decided to keep all the interim steps previously imposed, in place and to make a further 9 short term recommendations on the understanding that if these were not in place or adhered to within 21 days the premises licence would be suspended for a period of not less than 2 months.
- 3.3 Since the hearing decision the Premises Licence holder has closed the premises. No date for a reopening has yet been confirmed
- 3.4 The Premises Licence holder has lodged an appeal to Magistrates court against the decision reached by the panel. The appeal relates to the hours and some of the conditions which are currently in place. The initial appeal hearing has been adjourned by agreement with both parties to allow additional negotiations to take place.
- 3.5 The Premises Licence holder have confirmed recently that premises will not reopen until a suitable tenant is in place and the premises have benefitted from substantial investment to turn this into a high end food led operation. They also state that it could be a few more months before the premises are in a position to reopen i.e. after the refurbishment/redesign and that the premises will be very different in terms of style/operation to those which caused the issues and many months will have lapsed since the root cause of the concerns was removed.

#### **4.0 RECOMMENDATION**

**That the update in respect of The White Hart be noted.**

#### Background Papers

Nil

For further information please contact Alan Batty on 01636 6554675467

Karen White  
Director – Safety



**UPDATE ON QUARTERLY PERFORMANCE AND ENFORCEMENT MATTERS**

**1.0 Purpose of Report**

1.1 To inform Committee of the activity and performance of the licensing team between 1 July to 30 September 2016 and to provide Members with details of current ongoing enforcement issues.

**2.0 Background**

2.1 This report covers the period from 1 July and 30 September 2016 and sets out the range and number of licence applications during this period. It also highlights any activity required as a result of the applications.

**Activity Report for 1 July to 30 September 2016**

<b>Application Type</b>	<b>Number Received</b>	<b>Number Issued</b>	<b>Number Refused</b>	<b>Comments</b>
Personal Licence	20	20	0	
Vary the Designated Premise Supervisor	22	22	0	
Transfer of Premise Licence	3	3	0	
Minor Variation	4	4	0	
Variation to Premise Licence	0	0	0	
New Premise licence	4	4	0	
Change of Premise Name	0	0	0	
Notification of Interest	0	0	0	
Temporary Event Notices	64	64	0	

2.2 As can be seen from the above table there were two variations to existing licences and three new applications for premises licences. The table below identifies the premises and the outlines the outcomes of the applications.

<b>Premises</b>	<b>Application</b>	<b>Description of application</b>	<b>Outcome</b>
6 Martindale Lane, Newark	New premises application	Application to sell alcohol from a general store	Granted subject to conditions
Wellowfest Chapel Farm Wellow	New premises application	Application to licence festival site for 3 days per year	Granted following Hearing
Brecks Farm Maplebeck	New premises application	Farmers ball for one event every two years	Granted subject to conditions
Bella Italia, Center Parcs	Variation to licence	Layout Changes, additional seating and extension of customer area	Granted subject to conditions
Browbot Petroleum, Bowbridge Road	Variation to licence	Extend hours of sale to 24hrs. Addition of late night refreshment. Amendment to conditions	Granted subject to conditions

## 2.3 Enforcement Activity

### Ongoing Enforcement Activity 1 July to 30 September 2016

Location	Summary Of Complaint/Reason For Visit	Date Case Opened	Action Taken So Far
Flying Circus Newark	Noise complaint	25.07.16	Noise complaint. Advice given to the complainant regarding regulated entertainment.
Pound Pub Newark	Noise complaint	13.07.16	Noise complaint. Advice given to the complainant regarding noise in smoking area. Discussed noise level monitoring.
Old Coach House Southwell	Noise complaint	18.07.16	Noise complaint. Advice given to the complainant regarding regulated entertainment.
The Lurcher Rainworth	Noise complaint	18.07.16	Noise complaint. Advice given to the complainant regarding regulated entertainment.
Chesters Balderton	Gaming Permit Check	18.07.16	Machines have been sited so that they can be supervised. However, plan does not reflect their current positions
Hearty Goodfellow Southwell	Noise complaint	22.07.16	Noise complaint. Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.
Harrow Inn Boughton	Noise complaint	27.07.16	Police notified us that they had received a complaint to say the pub is regularly closing and leaving patrons outside still drinking and playing music. Advice given re clearing the pub and the outside areas after closing up.
South Forest Leisure Centre Cafe	Smoking Issue	28.07.16	Complainant states staff are smoking in the bar after 10pm most nights. Staff denied allegation. Bar area examined, no ashtrays or signs of any of that behaviour. Warning given if caught prosecution would follow.
Collingham Football Club	Noise complaint	01.08.16	Temporary Event Notice in place. Advice given re noise nuisance and legislation.
Flying Circus Newark	Noise complaint	03.08.16	Noise complaint. Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.

Norwood Park	Noise Complaint	18.08.16	Diary sheets sent and monitoring equipment installed at the property. Will be followed up when diary sheets are returned.
Chesters Balderton	Premise licence check	04.08.16	All in order
Pizza King Clipstone	Premise licence check	08.08.16	Premise does not open after 23.00. He will re print new adverts re opening times and comply.
Top Club Clipstone	Gaming Permit Check	26.07.16	Machines are to be sited so that they can be supervised. However, plan does not reflect their current positions
Kelham Hall	Police incident	02.08.16	Disruption/fighting at wedding in Dome. Police and ambulance called. Discussed need for risk assessment for SIA staff.
Castle Barge Newark	Noise complaint	12.09.16	Licence holder apologised. Gave advise.
Jolly Roger Ollerton	Noise complaint	14.09.16	Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.
Inn on the Green Coddington	Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.	19.09.16	Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.
Bird in Hand Blidworth	Noise complaint	27.09.16	Advice given to the complainant regarding noise in beer garden. Discussed noise level monitoring.
Old Ship Inn Lowdham	Premise licence check	26.09.16	Issue with transfer of licence and vary dps application. Ongoing issue.

### **3.0 RECOMMENDATION**

**That the Committee consider the contents of the report and identifies any issues it wishes to examine further.**

For further information please contact Kerrie Vickers on Extension 5236

Karen White  
Director – Safety

**TEMPORARY EVENT NOTICES RECEIVED AND ACKNOWLEDGED BETWEEN 1<sup>ST</sup> JUNE AND 30<sup>TH</sup> SEPTEMBER 2016 INCLUSIVE**

**1.0 Purpose of Report**

1.1 To inform Members of changes to Temporary Event Notices and notices that have been received and acknowledged between 1<sup>st</sup> June 2016 to 30<sup>th</sup> September 2016 inclusive.

**2.0 Background**

2.1 The Licensing Act 2003 introduced a light touch system for ad hoc, permitted temporary activities. A Temporary Event Notice (TEN) is given by an individual (a premise user) and authorises the premises user to conduct one or more licensable activities at premises.

2.2 There are two types of TEN;

- A standard TEN, to be given no later than 10 working days before the event to which it relates
- A late TEN, can be given 9 and not later than 5 working days before the event. Late TENs are intended to be used by premise user who is required for reasons outside their control to for example, change the venue at short notice.

2.3 Only the Police and Environmental Health can make representation against the TEN. Once the Police and Environmental Health receive a TEN, they have three working days to make any objections to it on the grounds of any of the four licensing objectives: prevention of crime and disorder; prevention of public nuisance; public safety; and the protection of children from harm. If no objections are received the event will go ahead as planned. If an objection is received for a standard TEN the Council will have to organise a hearing to consider the objection and may impose conditions or decide that the event cannot go ahead. If an objection is received against a late TEN, no hearing is held and the application is refused.

**3.0 Attachments**

3.1 A list of Temporary Event Notices numbers by ward that have been received and acknowledged between 1 April and 30 June 2016 is attached at **Appendix A**.

3.2 A detailed list of Temporary Event Notices is attached at **Appendix B**.

**4.0 RECOMMENDATION**

**That the report be noted.**

**Background Papers**

Nil

For further information please contact Nicola Kellas on extension 5894.

Karen White  
Director - Safety

**APPENDIX A**

Temporary Event Notices Acknowledged between 1 July and 30 September 2016 inclusive listed by wards. For further details please see Licensing Section.

<b>Ward</b>	<b>Number of TENS</b>	<b>TEN No's</b>
Balderton North & Coddington	1	16/01317/TEN
Boughton	0	
Collingham	10	16/01083/TEN, 16/01013/TEN, 16/00981/TEN, 16/00888/TEN, 16/00887/TEN, 16/01324/TENLAT, 16/01119/TENLAT, 16/01117/TENLAT 16/01114/TENLAT. 16/00890/TENLAT
Devon	1	16/00927/TENLAT
Dover Beck	5	16/01323/TEN, 16/01320/TEN, 16/01315/TEN, 16/01128/TEN, 16/00996/TEN
Edwinstowe & Clipstone	3	16/01127/TEN, 16/01107/TEN, 16/00929/TEN,
Farndon & Fernwood	8	16/01179/TEN, 16/01122/TEN, 16/01118/TEN, 16/01029/TEN, 16/01116/TENLAT, 16/01108/TENLAT, 16/01015/TENLAT, 16/00928/TENLAT
Farnsfield & Bilsthorpe	2	16/00819/TEN 16/00745/TEN
Muskham	1	16/01009/TEN
Newark – Beacon	0	
Newark - Bridge	2	16/01217/TEN, 16/01094/TEN
Newark - Castle	7	16/01093/TEN, 16/01092/TEN, 16/01089/TEN, 16/01088/TEN, 16/01008/TEN, 16/01006/TEN, 16/01109/TENLAT
Ollerton	2	16/01321/TEN, 16/00898/TEN,
Rainworth North & Rufford	2	16/00980/TEN, 16/01023/TENLAT
Rainworth South & Blidworth	1	16/01012/TEN
Southwell	11	16/01328/TEN, 16/01327/TEN, 16/01318/TEN, 16/01178/TEN, 16/01110/TEN, 16/01126/TEN, 16/01011/TEN, 16/01326/TENLAT, 16/01121/TENLAT, 16/01095/TENLAT, 16/01219/TEN
Sutton on Trent	4	16/01125/TEN, 16/01014/TEN, 16/00907/TEN, 16/00904/TENLAT
Trent	4	16/01221/TEN, 16/01111/TEN, 16/01106/TEN, 16/00894/TEN

**TEMPORARY EVENT NOTICES ACKNOWLEDGED BETWEEN 1 JULY AND 30 SEPTEMBER 2016 INCLUSIVE**

KEY FOR LICENCED ACTIVITIES

A – THE SALE BY RETAIL OF ALCOHOL

C – SUPPLY OF ALCOHOL BY OR ON BEHALF OF A CLUB TO, OR to THE ORDER OF, A MEMBER OF THE CLUB

E - THE PROVISION OF REGULATED ENTERTAINMENT

R – THE PROVISION OF LATE NIGHT REFRESHMENT

REF	PREMISE	NATURE OF EVENT	DATE OF EVENT	TIME OF EVENT	LICENCED ACTIVITIES
BALDERTON NORTH & CODDINGTON 16/01317/TEN	Chuter Ede Primary School Wolfit Avenue Balderton NG24 3PQ	Christmas Fayre	02.12.16	18:00 – 22:00	A
COLLINGHAM 16/01083/TEN	Woodlands Barn Mill Lane South Clifton NG23 7AN	Private Party	03.09.16	13:00 – 01:00	A, E, R
COLLINGHAM 16/01013/TEN	Larksfield Newark Road Collingham NG23 7RD	Agricultural Show	17.09.16	09:00 – 18:00	A
COLLINGHAM 16/00981/TEN	Oakridge Arena Holme Farm Swinderby Road Collingham NG23 7NZ	Horse Show	05.08.16 06.08.16	11:00 – 23:00 11:00 – 23:00	A
COLLINGHAM 16/00888/TEN	Winthorpe Community Centre Woodlands Winthorpe NG24 2NL	Annual Village Festival	23.07.16	12:00-17:00	A
COLLINGHAM 16/00887/TEN	The Oakridge Arena Swinderby Road Collingham NG23 7NZ	Horse Show	26.07.16 to 31.07.16	Daily 11:00 – 23:00	A
COLLINGHAM 16/01324/TENLAT		Wedding Reception	31.07.16	00:00 – 02:00	A,R
COLLINGHAM 16/01119/TENLAT		Horse Show	09.07.16 10.07.16	Daily 11:00 – 23:00	A
COLLINGHAM 16/01117/TENLAT		School Fete	01.07.16	18:00 – 20:00	A

COLLINGHAM 16/01114/TENLAT.		Horse Show	02.07.16 03.07.16	Daily 11:00 – 23:00	A
COLLINGHAM 16/00890/TENLAT		Street Party	12.06.16	12:00 – 18:00	A, E
DOVER BECK 16/01323/TEN	Biondi Bistro Trentside Gunthorpe NG14 7FB	Extension to Licensing Hours	15.10.16	09:00 – 01:00	A, E, R
DOVER BECK 16/01320/TEN	Thurgarton Village Hall Bleasby Road Thurgarton NG14 7FW	Quiz Night	15.10.16	18:00-23:00	A
DOVER BECK 16/01315/TEN	Hoveringham Village Hall Committee Gonalston Lane Hoveringham NG14 7JH	Wedding Reception	19.10.16	15:00-23:30	A, E
DOVER BECK 16/01128/TEN	The Kennels Oxton Road Epperstone NG14 6AT	Memorial Fundraiser	19.09.16	16:00-22:00	A
DOVER BECK 16/00996/TEN	Epperstone Village Hall Gonalston Lane Epperstone NG14 6AZ	Wedding Reception	06.08.16	14:30 – 01:30	A, E, R
EDWINSTOWE & CLIPSTONE 16/01127/TEN	Edwinstowe House Centre For Business Excellence High Street Edwinstowe NG21 9PR	Charity Fund Raiser	18.09.16	11:00-16:30	A, R
EDWINSTOWE & CLIPSTONE 16/01107/TEN	The Dog And Duck Public House Main Road Kings Clipstone NG21 9BT	White Tie Party Event	28.08.16	16:00 – 01:00	A, E, R
EDWINSTOWE & CLIPSTONE 16/00929/TEN	Edwinstowe High Street	Christmas Fayre	24.11.16	16:00 to 19:00	E
FARNDON & FERNWOOD 16/01179/TEN	Earls Bar Units 5 To 7 Ruby's Avenue Fernwood NG24 3RQ	Late night Extension	30.09.16	23:30-01:30	A, E, R
EDWINSTOWE & CLIPSTONE 16/01107/TEN	The Dog And Duck Public House Main Road Kings Clipstone NG21 9BT	White Tie Party Event	28.08.16	16:00 – 01:00	A, E, R



EDWINSTOWE & CLIPSTONE 16/00929/TEN	Edwinstowe High Street	Christmas Fayre	24.11.16	16:00 to 19:00	E
FARNDON & FERNWOOD 16/01179/TEN	Earls Bar Units 5 To 7 Ruby's Avenue Fernwood NG24 3RQ	Late night Extension	30.09.16	23:30-01:30	A, E, R
FARNDON & FERNWOOD 16/01122/TEN	Flintham Show Field Near The Grange Cotham Lane Hawton	Agricultural Show	02.09.16	09:00-23:00	A
FARNSFIELD & FERNWOOD 16/01118/TEN	Farndon Marina North End Farndon NG24 3SX	Annual Regatta	09.09.16 10.09.16 11.09.16	18:00 - 00:00 10:00 –00:00 10:00 –18:00	A, E, R
FARNSFIELD & FERNWOOD 16/01029/TEN	Earls Bar Units 5 To 7 Ruby's Avenue Fernwood NG24 3RQ	Late Night Extension	20.08.16	23:30 – 01:30	A, E, R
FARNSFIELD & FERNWOOD 16/01116/TENLAT MODIFIED	The Old Vicarage Fosse Road East Stoke NG23 5QE	Wedding	27.08.16	15:00 – 03.30 Entertainment ceases at 00:30	A,E,R
FARNSFIELD & FERNWOOD 16/01108/TENLAT	Rose And Crown 25 Main Street Farndon NG24 3SA	Live Music in Car Park	28.08.16	12:00 – 22:30	A & E
FARNSFIELD & FERNWOOD 16/01015/TENLAT	Stoke Hall Church Lane East Stoke NG23 5QF	Gaming Event	05.08.16 06.08.16 07.08.16	12:00 – 21:00 11:00 – 22:00 11:00 – 18:00	A
FARNSFIELD & FERNWOOD 16/00928/TENLAT	Farndon Boathouse North End Farndon NG24 3SX	Garden Party	23.08.16	08:00 – 02:00	A,E
FARNSFIELD & BILSTHORPE 16/00819/TEN	St Michaels C Of E Primary School Branston Avenue Farnsfield NG22 8JZ	Music Event	16.07.16	12:00 – 00:00	A, E, R

FARNSFIELD & BILSTHORPE 16/00745/TEN	Carr Banks Farm Longland Lane Farnsfield NG22 8HB	Agricultural Event	24.09.16	11:00 – 17:30	A
MUSKHAM 16/01009/TEN	The Crown Inn Public House Main Street Bathley NG23 6DA	Charity Fundraiser	28.08.16	14:00-18:30	A,R
NEWARK – BRIDGE 16/01217/TEN,	Magnus Sports Centre Earp Avenue Newark NG24 4AB	Kickboxing Event	01.10.16	19:00 – 23:59	A
NEWARK – BRIDGE 16/01094/TEN	Brownhills Service Centre Newark On Trent NG24 2EA	Caravan Open Weekend	16.09.16 17.09.16	11:00 – 22:00 09:00 – 23:00	A, E
NEWARK - CASTLE 16/01093/TEN	Newark Rowing Club Farndon Road Newark On Trent NG24 4S	Comedy Show	02.09.16	19:00 – 23:59	A,R,E
NEWARK – CASTLE 16/01092/TEN	Newark Rowing Club Farndon Road Newark on Trent NG24 4S	Social Club Evening	29.10.16	19:00 – 23:59	A,E, R
NEWARK – CASTLE 16/01089/TEN	Newark Castle Castle Gate Newark On Trent	Music Festival	10.09.16 11.09.16	11:00 – 22:30 11:00 – 18:00	A, E
NEWARK – CASTLE 16/01088/TEN	Newark Castle Castle Gate Newark On Trent	Music Festival	10.09.16 11.09.16	11:00 – 22:30 11:00 – 18:00	A, E
NEWARK – CASTLE 16/01008/TEN	Newark Castle Castle Gate Newark On Trent	Fun Day and Brass Concert	28.08.16	14:00 – 22:00	A,E
NEWARK - CASTLE 16/01006/TEN	Newark Castle Castle Gate Newark On Trent	Fun Day and Brass Concert	28.08.16	14:00 – 22:00	A,E
NEWARK - CASTLE 16/01109/TENLAT	The Old Post Office Public House 34 Kirk Gate Newark On Trent NG24 1AB	Bank Holiday Extension	29.08.16	00:01 – 02:00	A, E, R
OLLERTON 16/01321/TEN	Dukeries Complex Whinney Lane Ollerton NG22 9TD	Music Event	15.10.16	19:00 – 23:30	A, E

OLLERTON 16/00898/TEN	Thoresby Park Perlethorpe NG22 9WH	Running Event	27.08.16	12:00 – 23:00	A
RAINWORTH NORTH & RUFFORD 16/00980/TEN	Lynton Cottage Brail Lane Eakring NG22 0DW	Wedding	06.08.16	17:00 – 01:00	A
RAINWORTH NORTH & RUFFORD 16/01026/TENLAT	Chapel Farm Newark Road Wellow NG22 0EJ	Wedding	12.08.16 13.08.16	11:00- 23:00 11:00 – 23:00	A, E
RAINWORTH SOUTH & BLIDWORTH 16/01012/TEN	Kirkfield Calverton Road Blidworth NG21 0NW	Charity Fun Day	20.08.16	12:00 – 22:00	A, E
SOUTHWELL 16/01328/TEN	Minster School Nottingham Road Southwell NG25 0LG	Concert	07.11.16	17:00 – 23:00	A, E
SOUTHWELL 16/01327/TEN	Minster School Nottingham Road Southwell NG25 0LG	School Production	22.11.16 – 26.11.16	Daily 18:00 – 22:00	A, E
SOUTHWELL 16/01318/TEN	Hopyard Farm Hockerwood Lane Upton	Folk Music Event	15.10.16	18:00 – 23:00	A, E
SOUTHWELL 16/01178/TEN	2 Home Farm Cottage Brackenhurst Lane Southwell NG25 0QL	Fundraiser Event	24.09.16	19:00 – 23:30	A
SOUTHWELL 16/01110/TEN	Burgage Green Burgage Southwell	Community Fund Raiser	10.09.16	12:00 – 17:00	A
SOUTHWELL 16/01126/TEN	Burgage Green Burgage Southwell	Medieval Event	10.09.16	09:00 – 18:00	A
SOUTHWELL 16/01011/TEN	Minster School Nottingham Road Southwell NG25 0LG	Charity Quiz Night	15.10.16	19:00 – 22:30	A
SOUTHWELL 16/01326/TENLAT	Minster School Nottingham Road Southwell NG25 0LG	Concert	11.10.16	17:00 – 23:00	A, E

SOUTHWELL 16/01121/TENLAT	Hopyard Farm Hockerwood Lane Upton NG25 0PZ	Music Event	03.09.16	19:00 – 22:00	A, E
SOUTHWELL 16/01095/TENLAT	Hearty Goodfellow Public House 81 Church Street Southwell NG25 0HQ	Wedding Reception	20.08.16	17:00 – 23:00	A, E
SOUTHWELL 16/01219/TEN	The Hopyard Hockerwood Lane Upton NG25 0PZ	Reading & Theatre Evening	07.10.16	18:00 – 23:00	A
SUTTON ON TRENT 16/01125/TEN	Village Hall Tuxford Road Egmanton NG22 0HA	Birthday Party	10.09.16	19:00 – 00:00	A, E
SUTTON ON TRENT 16/01014/TEN	Bar Farm The Bar Laxton NG22 0NT	Barn Dance	13.08.16	19:00 – 23:00	E
SUTTON ON TRENT 16/00907/TEN,	Weston Village Hall Main Street Weston	Community Fun Night	27.08.16	19:00 – 23:00	A
SUTTON ON TRENT 16/00904/TENLAT	Weston Village Hall Main Street Weston	Community Fun Night	23.07.16	19:00 – 23:00	A
TRENT 16/01221/TEN	The Old School 62 Main Street Upton NG23 5TE	Amateur Dramatics Performance	17 & 18 10.16	Daily 19:00 – 22:30	A
TRENT 16/01111/TEN,	Sports And Gala Association Cooks Lane Fiskerton NG25 0XQ	Village Fete	04.09.16	11:30 – 18:00	A
TRENT 16/01106/TEN	Upton Village Hall Church Lane Upton NG23 5SR	Amateur Dramatics Performance	20,21,22.09 .16	Daily 19:00 – 22:30	A
TRENT 16/00894/TEN	Arthur Radford Hall Cooks Lane Fiskerton NG25 0XQ	Birthday Party	23.07.16	18:00 – 23:00	A