

To all Members of the

## **LICENSING SUB-COMMITTEE**

### **AGENDA**

Notice is given that a Meeting of the above Committee is to be held as follows:

**VENUE** Council Chamber - Civic Office  
**DATE:** Wednesday, 6th September, 2017  
**TIME:** 9.30 am

#### **Items for Discussion:**

- |   | <b>PageNo.</b> |
|---|----------------|
| 1. Apologies for Absence  |                |
| 2. To consider the extent , if any, to which the public and press are to be excluded from the meeting.                          |                |
| 3. Declarations of interest, if any.  |                |
| <b>A. Reports where the Public and Press may not be excluded.</b>   |                |
| 4. Application for a New Premises Licence - Everyday Best (former Plant Hotel), 6 Hexthorpe Road, Hexthorpe, Doncaster DN4 0BG. | 1 - 40         |

**Jo Miller**  
**Chief Executive**

Issued on: Tuesday 29th August, 2017

Senior Governance Officer  
for this meeting:

David M Taylor  
(01302) 736712

**Members of the Licensing Sub-Committee**

Chair – Councillor Ken Keegan  
Vice-Chair – Councillor Linda Curran

Councillors Steve Cox and Martin Greenhalgh

**To the Chair and Members of the  
Licensing Sub-Committee**

**Licensing Act 2003 – Application for a New Premises Licence.**

**Everyday Best, The Plant Hotel, 6 Hexthorpe Road, Hexthorpe, Doncaster, DN4 0BG**

**EXECUTIVE SUMMARY**

1. To request that members of the Sub-Committee determine the application for a new premises licence in respect of Everyday Best, The Plant Hotel, 6 Hexthorpe Road, Hexthorpe, Doncaster, DN4 0BG. The procedure for considering the application is set out at Appendix A.

**RECOMMENDATIONS**

2. It is recommended that the Sub-Committee determine this application having regard to the representations made and the evidence before it.

**WHAT DOES THIS MEAN FOR THE CITIZENS OF DONCASTER**

3. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on licence applications which are the subject of representations.

**BACKGROUND**

4. The premises concerned are a former public house which has been converted to retail units. The application is for a new premises licence to operate one of the units as a convenience store selling alcohol for consumption off the premises (off sales), Sunday to Thursday 07.00 – 00.00, Friday & Saturday 07.00 – 01.00.
5. In order to prevent a representation from South Yorkshire Police, following discussions, the applicant has agreed to reduce the hours requested for the sale of alcohol and add additional conditions.
6. A summary of the amended application, following the agreement with South Yorkshire Police, is attached as Appendix B to this report.
7. A location plan of the premises is attached at Appendix C.

8. A copy of the application is attached at Appendix D.
9. Under the Licensing Act 2003, statutory guidance issued under section 182 of the Act and the Licensing Authority's statement of Licensing Policy, any licensing application under the Act in respect of which representations have been made to the Licensing Authority and which have not been withdrawn or resolved by mediation fall to be determined by the Licensing Sub-Committee having regard to the evidence before it.
10. Representations regarding the application have been received from two ward Councillors and a neighbouring resident/business owner. Copies of the representations are attached at Appendix E.
11. The agreement between the applicant and South Yorkshire Police, reducing the hours for the sale of alcohol and adding conditions, is attached at Appendix F.
12. The applicant has indicated that a copy of the application was sent to the Responsible Authorities. Details of the application have been published on the Council website.

#### **OPTIONS CONSIDERED**

13. The Licensing Act 2003 requires the Licensing Authority to exercise its obligations on licence applications, which are the subject of representations and therefore no other option other than to hold a hearing can be considered.
14. Where the Licensing Authority considers that action under its statutory powers is appropriate, it may take any of the following steps:
  - Grant the licence subject to conditions which are consistent to the operating schedule, modified to such extent as the authority considers necessary for the promotion of the licensing objectives, and those conditions which are mandatory.
  - To exclude from the scope of the licence any of the licensable activities to which the application relates.
  - To refuse to specify a person in the licence as the premises supervisor.
  - To reject the application.

#### **IMPACT ON THE COUNCIL'S KEY OUTCOMES**

15.

	<b>Outcomes</b>	<b>Implications</b>
	<p>All people in Doncaster benefit from a thriving and resilient economy.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Creating Jobs and Housing</i></li> <li>• <i>Mayoral Priority: Be a strong</i></li> </ul>	<p>It is recognised that Licensed premises are, quite often, businesses and places of employment.</p> <p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's</p>

	<p><i>voice for our veterans</i></p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Protecting Doncaster's vital services</i></li> </ul>	<p>Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives, will have regard to this priority when making licensing decisions.</p> <p>The licensing objectives are:</p> <ol style="list-style-type: none"> <li>1. Prevent crime and disorder</li> <li>2. Prevent public nuisance</li> <li>3. Public safety</li> <li>4. Protection of children from harm</li> </ol>
	<p>People live safe, healthy, active and independent lives.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Safeguarding our Communities</i></li> <li>• <i>Mayoral Priority: Bringing down the cost of living</i></li> </ul>	<p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives (see above), will have regard to this priority when making licensing decisions.</p>
	<p>People in Doncaster benefit from a high quality built and natural environment.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Creating Jobs and Housing</i></li> <li>• <i>Mayoral Priority: Safeguarding our Communities</i></li> <li>• <i>Mayoral Priority: Bringing down the cost of living</i></li> </ul>	<p>It is recognised that Licensed premises are, quite often, businesses, places of employment and potential assets to the community.</p> <p>The Licensing Committee/Sub-Committee, subject to the general principles set out in the Council's Statement of Licensing Policy and the overriding need to promote the 4 licensing objectives, will have regard to this priority when making licensing decisions</p>
	<p>All families thrive.</p> <ul style="list-style-type: none"> <li>• <i>Mayoral Priority: Protecting Doncaster's vital services</i></li> </ul>	<p>None</p>
	<p>Council services are modern and value for money.</p>	<p>None</p>
	<p>Working with our partners we will provide strong leadership and governance.</p>	<p>None</p>

## RISKS AND ASSUMPTIONS

16. There are no risks or assumptions other than those referred to in the Legal Implications below.

## **LEGAL IMPLICATIONS**

17. The Licensing Authority must ensure it complies with its obligations under the Licensing Act 2003 and associated Regulations which includes, but is not limited to the following:-

In considering an application, the committee must have regard to the 4 licensing objectives as referred to above and take into account of the statutory guidance issued by the Home Office and the Council's statement of licensing policy. The committee shall consider the application in accordance with both the Licensing Act 2003 and the Licensing Act 2003 (Hearings) Regulations 2005, and amending secondary legislation. The committee must make its decision based on evidence submitted in accordance with the legislation and give reasons for reaching its decision.

An applicant may appeal against the decision to the Magistrates' Court as may any person or organisation that has made a representation.

Legal advisors shall be present at the hearing to give specific legal advice. Other than to ensure that the Licensing Authority complies with its obligations under the Licensing Act 2003 and associated Regulations there are no further legal implications.

## **FINANCIAL IMPLICATIONS**

18. The costs associated with the application and their determinations are met from fees paid to the Council by applicants for Premises Licences under the Licensing Act 2003 and there are no further financial considerations.

## **HUMAN RESOURCES IMPLICATIONS**

19. Not applicable

## **TECHNOLOGY IMPLICATIONS**

20. Not applicable

## **EQUALITY IMPLICATIONS**

21. Decision makers must consider the Council's duties under the Public Sector Equality Duty at s149 of the Equality Act 2010. The duty requires the Council, when exercising its functions, to have 'due regard' to the need to eliminate discrimination, harassment and victimisation and other conduct prohibited under the act, and to advance equality of opportunity and foster good relations between those who share a 'protected characteristic' and those who do not share that protected characteristic. There are no specific equality implications arising from this report. However, any activities arising from this report will need to be the subject of separate 'due regard' assessments.

## **CONSULTATION**

22. Copies of the application form have been sent to all relevant Responsible Authorities referred to in Section 13 of the Licensing Act 2003. These are:

South Yorkshire Police

South Yorkshire Fire and Rescue Authority

Doncaster Council – Licensing Authority

Doncaster Council - Planning Services

Doncaster Council - Health & Safety Enforcement

Doncaster Council – Environmental Protection - Enforcement

Doncaster Council - Trading Standards

Doncaster Safeguarding Children Board

Doncaster Council - Public Health

Home Office - Immigration Enforcement

## **BACKGROUND PAPERS**

23. Doncaster Council's Statement of Licensing Policy 2016
24. Home Office Guidance issued under section 182 of the Licensing Act

## **REPORT AUTHOR & CONTRIBUTORS**

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**PROCEDURE FOR CONSIDERING APPLICATIONS**  
**DONCASTER METROPOLITAN BOROUGH COUNCIL**  
**LICENSING ACT 2003**  
**LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005**  
**INFORMATION FOR APPLICANTS AND OTHER PARTIES**

1. **Meaning of Expressions used in this Document**

<i>“the Act”</i>	- Licensing Act 2003
<i>“the Regulations” or any particular reference to a “Regulation”</i>	- The Licensing Act 2003 (Hearings) Regulations 2005
<i>“the Authority”</i>	- Doncaster Metropolitan Borough Council, in its capacity as the relevant licensing authority under the Act, or where the context so admits the Committee
<i>“the Committee”</i>	- the Sub-Committee of the Authority’s Licensing Committee constituted under the Act to determine the matter before it
<i>“the Chair”</i>	- the member of the Committee appointed to act as Chairperson of the Committee
<i>“the Applicant”</i>	- the party making the application e.g. the licence/certificate holder or prospective holder, or the party seeking a review
<i>“interested parties”</i>	- those living or working in the vicinity of the premises and who have made representations, or bodies representing them
<i>“responsible authorities”</i>	- the public or other bodies described in the Act as “responsible authorities” and who have made representations



## **2. Rights of attendance, assistance and representation at hearings**

- (a) A party may attend the hearing and may be assisted or represented by any other person. There is no requirement that a party's representative is legally or otherwise professionally qualified.
- (b) The hearing shall take place in public, unless the authority decides to exclude the public from all or part of the hearing because it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing taking place in public. A party and any person assisting or representing a party, may be treated as a member of the public.
- (c) The Authority may exclude from a public hearing any person attending who acts in a disruptive manner, and refuse to re-admit that person, or impose conditions on his/her re-admission. Any such excluded person may, before the end of the hearing, submit to the Authority in writing any such information that he/she would have been entitled to give orally.
- (d) The Authority may dispense with a hearing if all of the persons required by the Act agree that a hearing is unnecessary, have given notice to the Authority that they consider a hearing to be unnecessary, and the Authority have given notice to all parties that the hearing has been dispensed with.

## **3. Non-attendance of a party at the hearing**

- (a) If a party has informed the Authority that he/she does not intend to attend the hearing, or be represented at the hearing, the hearing may proceed in his/her absence.
- (b) If a party who has not so notified the Authority does not attend either in person or by his/her representative, the Authority shall adjourn the hearing to a specified date if it considers it in the public interest to do so, but it shall otherwise proceed with the hearing in that party's absence.
- (c) Where the hearing proceeds in the absence of a party, the Authority shall consider the application, representations or notice made by that party.
- (d) Where the hearing is adjourned, the Authority shall forthwith, notify the parties of the date, time and place to which the hearing has been adjourned.

#### **4. Procedure at the Hearing**

The hearing shall take the form of a discussion led by the Authority. The following procedure is intended to give form to such a discussion to ensure that all parties are able to put their case. Each party shall have equal maximum time in which to address the Committee. The Committee may take into account documentary or other information provided by a party before the hearing, or with the consent of all other parties at the hearing. The Committee may change the procedure in individual cases, upon the application of a party, or upon its own motion, if it considers it necessary to properly determine the business before it.

- (a) At the commencement of the hearing, the Chair will make introductions and establish that all parties understand the procedure to be followed. The Committee will then receive and determine any application that a party may wish to make to permit another person to appear at the hearing, and any application that any party wishes to make to vary the following order of addresses.
- (b) The Applicant may then address the Committee and provide any further information that the Authority have requested. At the conclusion of the Applicant's address, members of the Committee may ask the Applicant questions. Following questions by Committee members, any other party that wishes to question the Applicant may request permission to do so. If granted, the party or parties receiving permission may question the Applicant.
- (c) Other parties entitled to address the Committee or given permission to do so under paragraph (a) above, may then do so; and also provide to the Committee that the Authority have requested. Following the address, the members of the Committee may question the party addressing the Committee. Following any Committee questions, any other party wishing to question the party that has addressed the Committee may seek the Committee's permission to do so. If granted, the party or parties receiving permission may question the Applicant.

#### **Order of Addresses under paragraph (c)**

Subject to any direction given by the Committee under paragraph (a) above, the order of addresses by other parties, under paragraph (c) above, shall be:-

- [1] Any representative of a "responsible authority" (as defined in the Act)
- [2] Any other party opposing the Applicant
- [3] Any other party not falling within category [1] or [2] above, or category [4] below

[4] Any other party supporting the Application

**Permission to question or cross-examine the Applicant or other party**

A party may question any other party appearing if given permission by the Authority.

The Committee will determine any application by a party to question another party on its merits.

Cross examination shall not be permitted unless the Authority considers that cross examination is required for it to consider the representations, application or notice, as the case may require.

The Committee shall determine any application by one party to permit cross examination of another on its merits.

Normally, permission will be given to one party to question or cross-examine another, only where:-

- (i) a material fact put forward by one party is disputed by another party and the dispute can be properly determined, only if cross examination is permitted; or
- (ii) the question that one party wishes to put to the other is non contentious and is for the purpose of clarification only.

**5. The Committee's Deliberations and Determination**

- (a) The Authority considers that normally, it will be in the public interest that the deliberations of the Committee are conducted in private. Deliberations will take place in private unless, an application is made by any party present for these to be conducted in public. If any such application is made, the Committee shall determine such application.
- (b) Subject to paragraph (a) above, the Chair shall formally exclude the public including, the parties and their representatives from the meeting under Regulation 14(2), to enable the Committee to deliberate in private. The Committee shall deliberate only in the company of its legal adviser. The function of the legal adviser shall be to advise the Committee on points of law and procedure only.
- (c) If during its deliberations, the Committee require any further information from any party in order to assist in its deliberations, the Chair shall reconvene the public hearing for the purpose of attempting to secure that further information.
- (d) Following the Committee's deliberations, the public shall be re-admitted to the hearing, whereupon the Chair shall announce the determination of the Authority, where the provisions of the Act or the Regulations

require a determination to be made at the conclusion of the hearing, or otherwise where the Committee is unable to announce its determination.

- (e) Following the announcement of any determination of the application, representations or notice before the Committee, the hearing shall conclude.

## **6. Record of proceedings**

A record of the hearing will be taken in a permanent and intelligible form. Any such record will be kept for a period of six years from the date that the application or review is finally determined (including, in either case, any appeal or judicial review).

## APPENDIX B

**Name of Applicant: Mr Volkan Ertas**

**Name of Premises: Everyday Best**

**Address: The Plant Hotel, 6 Hexthorpe Road, Hexthorpe, Doncaster, DN4 0BG**

### **Summary of Application (following agreement with South Yorkshire Police):**

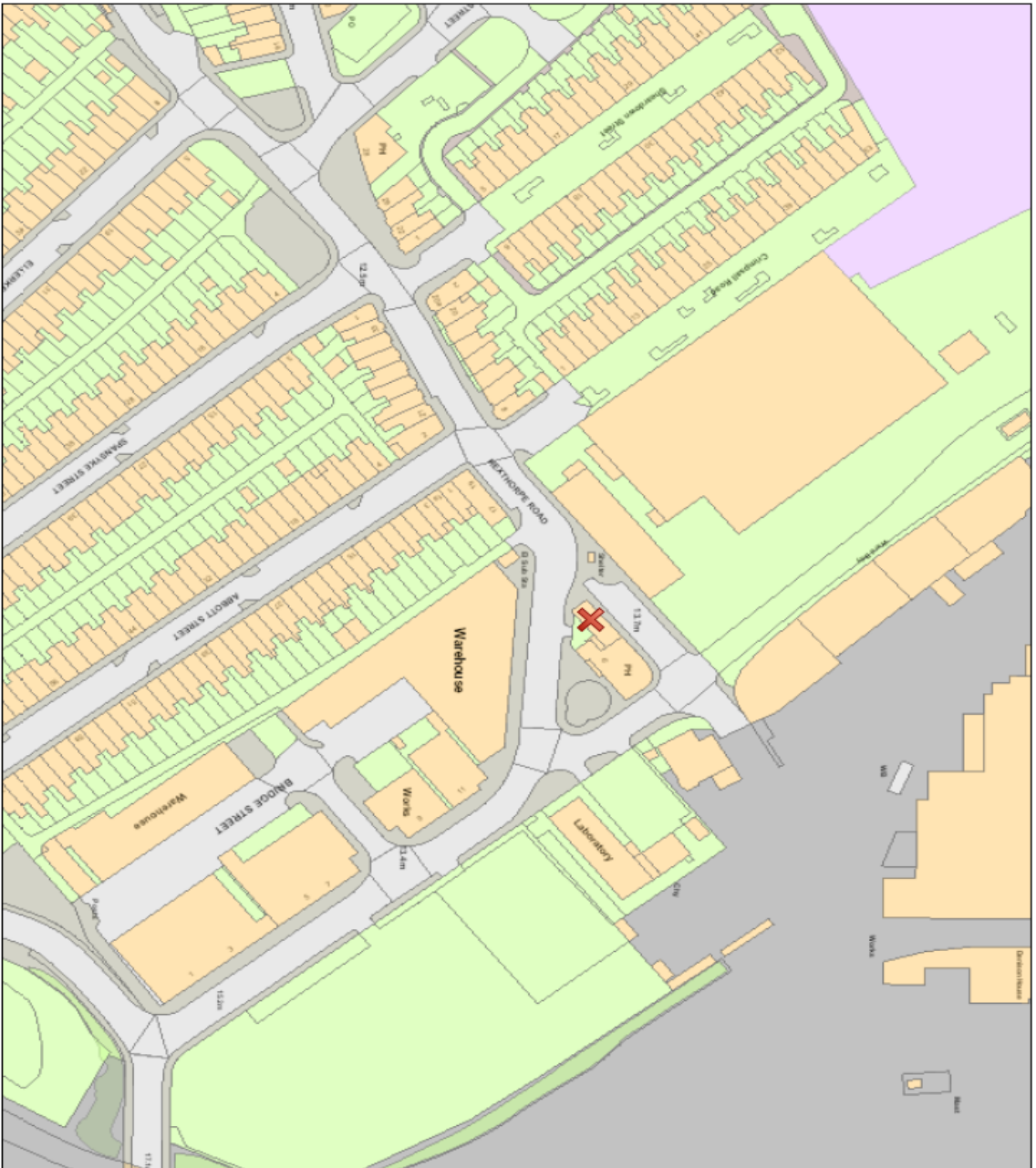
For full details please see copy of application at Appendix D.

	Sale of Alcohol (Off only).	Opening Hours.
	<b>Licensed Area, see plan</b>	<b>Whole of premise</b>
<b>Mon</b>	09:00 - 23:00	05:00 - 00:00
<b>Tues</b>	09:00 - 23:00	05:00 - 00:00
<b>Wed</b>	09:00 - 23:00	05:00 - 00:00
<b>Thur</b>	09:00 - 23:00	05:00 - 00:00
<b>Fri</b>	09:00 - 23:00	05:00 - 01:00
<b>Sat</b>	09:00 - 23:00	07:00 - 01:00
<b>Sun</b>	09:00 - 23:00	05:00 - 00:00

### **Additional Conditions (following agreement with South Yorkshire Police):**


- The Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.
- Staff will receive training on matters concerning underage sales and operating procedures. Records of such training will be kept and made available for inspection by the authorities on request.
- No singular alcoholic drinks, including beer, lager & cider in cans will be sold; a minimum purchase of 4 will be required.
- A CCTV system will be fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.
- No Beers, Lager or Cider above 6.5% ABV to be sold at this premise.

Location Plan



(c) Crown copyright. License Number 100019782, 2007.  
 (c) Copyright Geoinformation Group 1997, 2002, 2005 and 2007.



**Key :**  
 symbol identifies the location of the premises

**Notes :**  
 (The Plant Hotel)  
 6 Hexthorpe Road  
 Hexthorpe  
 Doncaster  
 DN4 0BG

**Title :**  
 Everyday Best

**Completed By :**  
 D Smith

**Reference :**  
 WK/217008809

**Date :**  
 21/08/2017

**Scale :**  
 1:1,563

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We VOLKAN ERTAS (Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description
6 THE PLANT HEATHORPE RD -> EVERY DAYS BEST
HEATHORPE
Post town: DONCASTER Postcode: DN4 0SG

Telephone number at premises (if any)
Non-domestic rateable value of premises: £ N/A New property

Part 2 - Applicant details

Please state whether you are applying for a premises licence as Please tick as appropriate

- a) an individual or individuals \* [checked] please complete section (A)
b) a person other than an individual \*
i as a limited company/limited liability partnership [ ] please complete section (B)
ii as a partnership (other than limited liability) [ ] please complete section (B)
iii as an unincorporated association or [ ] please complete section (B)
iv other (for example a statutory corporation) [ ] please complete section (B)
c) a recognised club [ ] please complete section (B)
d) a charity [ ] please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a statutory function or
- a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname <b>ERTAS</b>		First names <b>VOLKAN</b>		
Date of birth	<b>[REDACTED]</b>	I am 18 years old or over	<input checked="" type="checkbox"/>	Please tick yes
Nationality	<b>[REDACTED]</b>			
Current residential address if different from premises address	<b>[REDACTED]</b>			
Post town	<b>[REDACTED]</b>	Postcode	<b>[REDACTED]</b>	
Daytime contact telephone number	<b>[REDACTED]</b>			
E-mail address (optional)	<b>[REDACTED]</b>			

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname		First names		



Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes	
Nationality			
Current postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD MM YYYY  
 1 7 0 7 2 0 1 7

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD		MM		YYYY			
+	+	+	+	+	+	+	+

Please give a general description of the premises (please read guidance note 1)

Convenience store  
off licence

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?  
(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- Provision of regulated entertainment (please read guidance note 2) Please tick all that apply
- a) plays (if ticking yes, fill in box A)
  - b) films (if ticking yes, fill in box B)
  - c) indoor sporting events (if ticking yes, fill in box C)
  - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
  - e) live music (if ticking yes, fill in box E)
  - f) recorded music (if ticking yes, fill in box F)
  - g) performances of dance (if ticking yes, fill in box G)
  - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

**Supply of alcohol** (if ticking yes, fill in box J)



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

**A**

Plays Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 4)		
Mon					
Tue			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
Wed			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)			
Mon						
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)			
Wed						
Thur			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)			
Fri						
Sat						
Sun						

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)			
Mon						
Tue						
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)			
Thur						
Fri			<b><u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)			
Sat						
Sun						



**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)			
Mon						
Tue			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)			
Wed						
Thur			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)			
Fri						
Sat						
Sun						

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b><u>Will the performance of dance take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)		
Thur					
Fri			<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption</b> – <b>please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)					
Mon	09,00	24,00						
Tue	09,00	24,00						
Wed	09,00	24,00						
Thur	09,00	24,00				<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri	09,00	01,00						
Sat	07,00	01,00						
Sun	09,00	24,00						

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

Name	[REDACTED]
Date of birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	[REDACTED]
Issuing licensing authority (if known)	[REDACTED]

□□□□

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	05.00	24.00	<p><b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)</p>
Tue	05.00	24.00	
Wed	05.00	24.00	
Thur	05.00	24.00	
Fri	05.00	01.00	
Sat	05.00	01.00	
Sun	05.00	24.00	

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

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

- ACT AS RESPONSIBLE LICENSE HOLDERS.
- WORK WITH THE POLICE AND THE LOCAL COMMUNITY IN PREVENTING DISORDER ANTI-SOCIAL BEHAVIOR AND CRIME.
- MANAGING THE SALE OF ALCOHOL AND ENSURING ALCOHOL IS NOT SOLD TO ANYONE UNDER AGE.

b) The prevention of crime and disorder

- WE HAVE INSTALLED CCTV CAMERAS TO MONITOR ANY CRIME.
- WE HAVE ALARM FITTED AND ROLLER DOORS FITTED TO PREVENT ANYBODY BREAKING IN.

c) Public safety

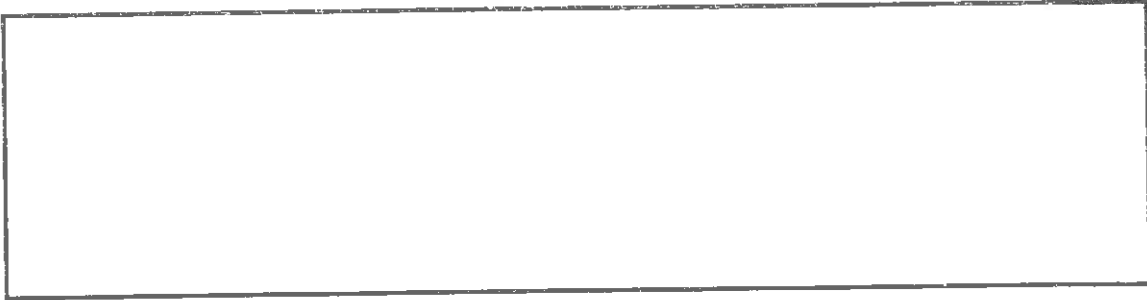
- CCTV FITTED INSTALLED TO PROTECT THE PUBLIC AND TO ENSURE THEIR SAFETY.
- WE WILL HAVE TWO MEMBERS OF STAFF AT THE PREMISES AT ALL TIMES.
- THERE WILL BE A FIRST AID KIT AT THE PREMISES.

d) The prevention of public nuisance

- WE WILL HAVE STRICT POLICY OF NO 'HANGING <sup>AROUND</sup> OUTSIDE'.
- WE WILL REFUSE TO SERVE ANYBODY WHO IS DRUNK AND ~~DISORDERLY~~ DISORDERLY.

e) The protection of children from harm

- MEMBERS OF STAFF WILL HAVE ACCESS TO FIRST AID BOX.
- ALL MEMBERS OF STAFF WILL BE (CRB) CHECKED.



**Checklist:**

**Please tick to indicate agreement**

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


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

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

**Part 4 – Signatures (please read guidance note 11)**

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



<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	
Date	17/07/2017
Capacity	

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

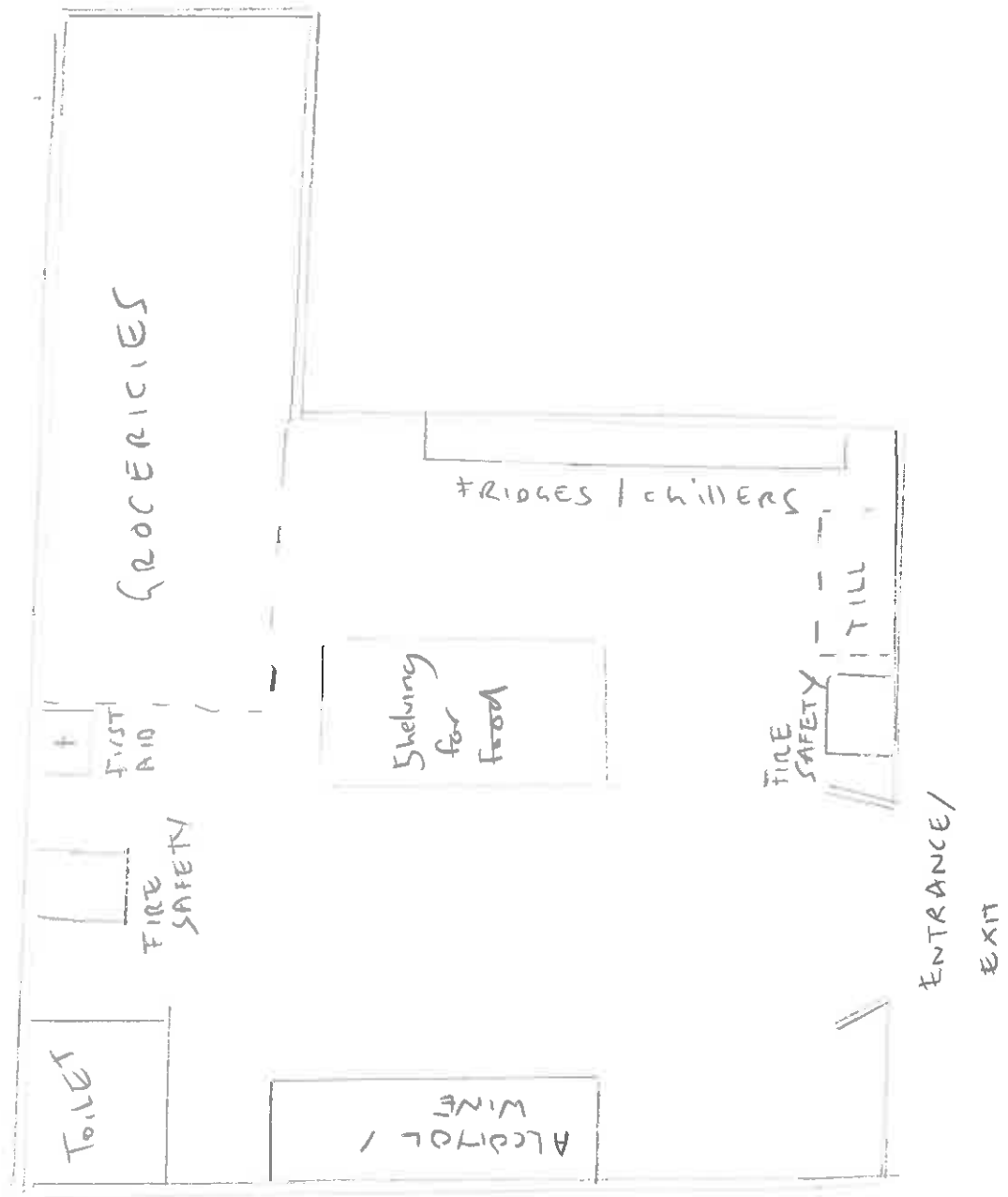
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.

FLOOR PLAN FOR EVERYDAY BEST



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The licensing department.  
Doncaster Council,  
Civic office,  
Waterdale,  
Doncaster,  
DN1 3 BU

Dear Sir/Madam

This is an objection in reference to the new application for Everyday Best, The Plant Hotel, 6 Hexthorpe road, DN4 0BG to sell alcohol from the hours of 07:00-00:00 and Friday and Saturday from 07:00-01:00 . I would like to raise the following concern before an application is granted. There are 4 off-licences on Hexthorpe Road and another on Urban Road at this present moment all within 100 meters of each other. How many more do we need ??? .Residents like my self and others who have lived here in Hexthorpe for a long time have endured a dramatic rise in anti-social behaviour and other forms of crimes. You only realise the impact of this when you actually reside here I objected to EDA supermarket 60 Hexthorpe road but it was obviously ignored and now you should see the large groups of people who congregate out side there premises ,not a day goes by where I have to ring the council or the police to complain about the disturbances which are all fuelled by alcohol.

Please do consider this matter from a resident point of view enough is enough.

Kindest regards

Mr Attif Nazir Postmaster  
New Hexthorpe Post Office  
30 Hexthorpe Road  
Doncaster  
Dn4 0bg

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**Received by the Licensing Service on 08.08.2017**

**Re:** Everyday Best, The Plant Hotel, 6 Hexthorpe Road, Hexthorpe, Doncaster, DN4 0BG

I have been previously been contacted by residents of Hexthorpe who have expressed concern over the application for an Off-License a "Sale of Alcohol (Off only)" application for the premises under the business name of " Everyday Best ".

I understand that if any objection is to be presumed valid it must meet be in relation to the four licensing objectives which are:

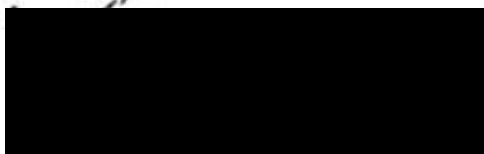
- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance;
- The protection of children from harm.

Therefore, over the past 3 years there has been incidents of Anti-social behaviour that has required intense intervention from the Police, DMBC and voluntary groups in the Hexthorpe area. There is currently a Public Space Protection Order and a Landlord Licensing Scheme in place in Hexthorpe. There is a community concern that any further outlet has the potential to promote additional occurrences of ASB.

In addition to these concerns, it has been noted that the Licensing Hours do seem to commence very early and extend into the late hours of the night into the morning. We believe this is wholly inappropriate.

Please note our concerns.

Regards

A large black rectangular redaction box covers the signature area of the letter.

Cllr Glyn Jones (and on behalf of Cllr Sue Wilkinson)

Cllr Glyn Jones  
Hexthorpe & Balby North Ward Cllr  
Deputy Mayor & Portfolioholder for Housing & Equalities  
Floor 4  
Civic Office  
Waterdale  
Doncaster  
DN1 3BU  
01302 734781

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Received by the Licensing Service on 01.08.2017

All,

Please see below agreed amendment to hours for the sale of alcohol and additional conditions to be added to the licence should it be granted.

Regards  
Tracey  
South Yorkshire Police Licensing Department  
E-mail: [don\\_licensing@southyorks.pnn.police.uk](mailto:don_licensing@southyorks.pnn.police.uk)

Tracey Klein: Ext 0114 252 3948 Int 718948  
Andy Steele (Licensing Enforcement Officer) 07899060766

South Yorkshire Police Licensing Dept  
Force Headquarters  
Carbrook House  
5 Carbrook Hall Road  
Sheffield  
S9 2EH

Website address - [southyorks.police.uk](http://southyorks.police.uk)



Please be advised that the content of emails may be submitted as evidence to a Licensing hearing should issues arising not be resolved. The Local Council may post them as part of the process on their Website which has public access.

Tackling child sexual exploitation is a priority for the Force and it is the responsibility of everyone to help spot the signs and say something.

For more information visit [www.southyorkshire.police.uk/spotthesigns](http://www.southyorkshire.police.uk/spotthesigns)

**From:** volkan ertas [REDACTED]  
**Sent:** 01 August 2017 15:46  
**To:** Don\_Licensing  
**Subject:** RE: Application for a premise licence for Everyday Best, 6 The Plant, Hexthorpe

Once again thankyou for your email, I can also confirm that I understand the hours of selling alcohol on my premises. Thankyou for you email. I am happy to confirm that I am willing to adopt to the relevant practises.

Thankyou

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**From:** Don\_Licensing <[Don\\_Licensing@southyorks.pnn.police.uk](mailto:Don_Licensing@southyorks.pnn.police.uk)>  
**Sent:** Tuesday, August 1, 2017 3:42:38 PM  
**To:** [REDACTED]  
**Cc:** ANDREW STEELE  
**Subject:** RE: Application for a premise licence for Everyday Best, 6 The Plant, Hexthorpe

Apologies Mr Ertas,

Also, following on from the meeting held between yourself and Mr Steele, it was also agreed to reduce the times for the sale of alcohol to 09:00hrs – 23:00hrs Monday – Sunday.

As well as the conditions detailed below

- ◆ The Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.
- ◆ Staff will receive training on matters concerning underage sales and operating procedures. Records of such training will be kept and made available for inspection by the authorities on request.
- ◆ No singular alcoholic drinks, including beer, lager & cider in cans will be sold; a minimum purchase of 4 will be required.
- ◆ A CCTV system will be fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder. Members of the management team will be trained in the use of the system.
- ◆ No Beers, Lager or Cider above 6.5% ABV to be sold at this premise.

Can I please ask that you confirm agreement to the changes & conditions listed above?

Regards  
Tracey

South Yorkshire Police Licensing Department  
E-mail: [don\\_licensing@southyorks.pnn.police.uk](mailto:don_licensing@southyorks.pnn.police.uk)

Tracey Klein: Ext 0114 252 3948 Int 718948  
Andy Steele (Licensing Enforcement Officer) 07899060766

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