



Scan code to view reports

Tuesday, 31 October 2023

To All Councillors:

As a Member or Substitute of the **Licensing & Appeals Sub-Committee**, please treat this as your summons to attend a meeting on **Wednesday, 8 November 2023 at 10.30 am** in the **Committee Room, Town Hall, Matlock DE4 3NN**

Yours sincerely,

Paul Wilson  
Chief Executive

This information is available free of charge in electronic, audio, Braille and large print versions, on request.

For assistance in understanding or reading this document or specific information about this Agenda or on the “Public Participation” initiative please call the Committee Team on 01629 761133 or email [committee@derbyshiredales.gov.uk](mailto:committee@derbyshiredales.gov.uk)

## **AGENDA**

### **1. APOLOGIES FOR ABSENCE**

Please advise the Democratic Services Team on 01629 761133 or email [committee@derbyshiredales.gov.uk](mailto:committee@derbyshiredales.gov.uk) of any apologies for absence.

### **2. ELECTION OF A CHAIRMAN**

Proposal that a Member of the Sub-Committee be elected Chairman.

### **3. INTERESTS**

Members are required to declare the existence and nature of any interests they may have in subsequent agenda items in accordance with the District Council’s Code of Conduct. Those interests are matters that relate to money or that which can be valued in money,

affecting the Member, her/his partner, extended family and close friends. Interests that become apparent at a later stage in the proceedings may be declared at the time.

#### **4. EXCLUSION OF PUBLIC AND PRESS**

At this point the Committee will consider excluding the public and press in order to At this point the Committee will consider excluding the public and press in order to consider its decision in private in accordance with the Hearing procedure.

#### **5. LICENSING ACT 2003 - APPLICATION FOR VARIATION TO PREMISES LICENCE BANK HOUSE BAR AND RESTAURANT, MAIN ROAD, HATHERSAGE, S32 1BB (Pages 3 - 50)**

This report informs the Committee of an application made under section 34 of the Licensing Act 2003, by Lawrence William Key, for a variation to the existing Premises Licence held in respect of Bank House Bar and Restaurant, Main Road, Hathersage.

The variation seeks to allow the sale of alcohol from a pop-up bar in the outside seating area of the premises, within the designated serving area shown on the plan attached to the application.

The Sub-Committee is asked to consider the 5 representations received from local residents (Other Persons) during the 28-day advertisement period. Three of the representations support the proposed variation and two are objecting to the variation on the grounds that the public safety and the prevention of public nuisance licensing objectives would be undermined if the variation was granted.

#### **Members of the Committee Nominated to hear this Appeal:**

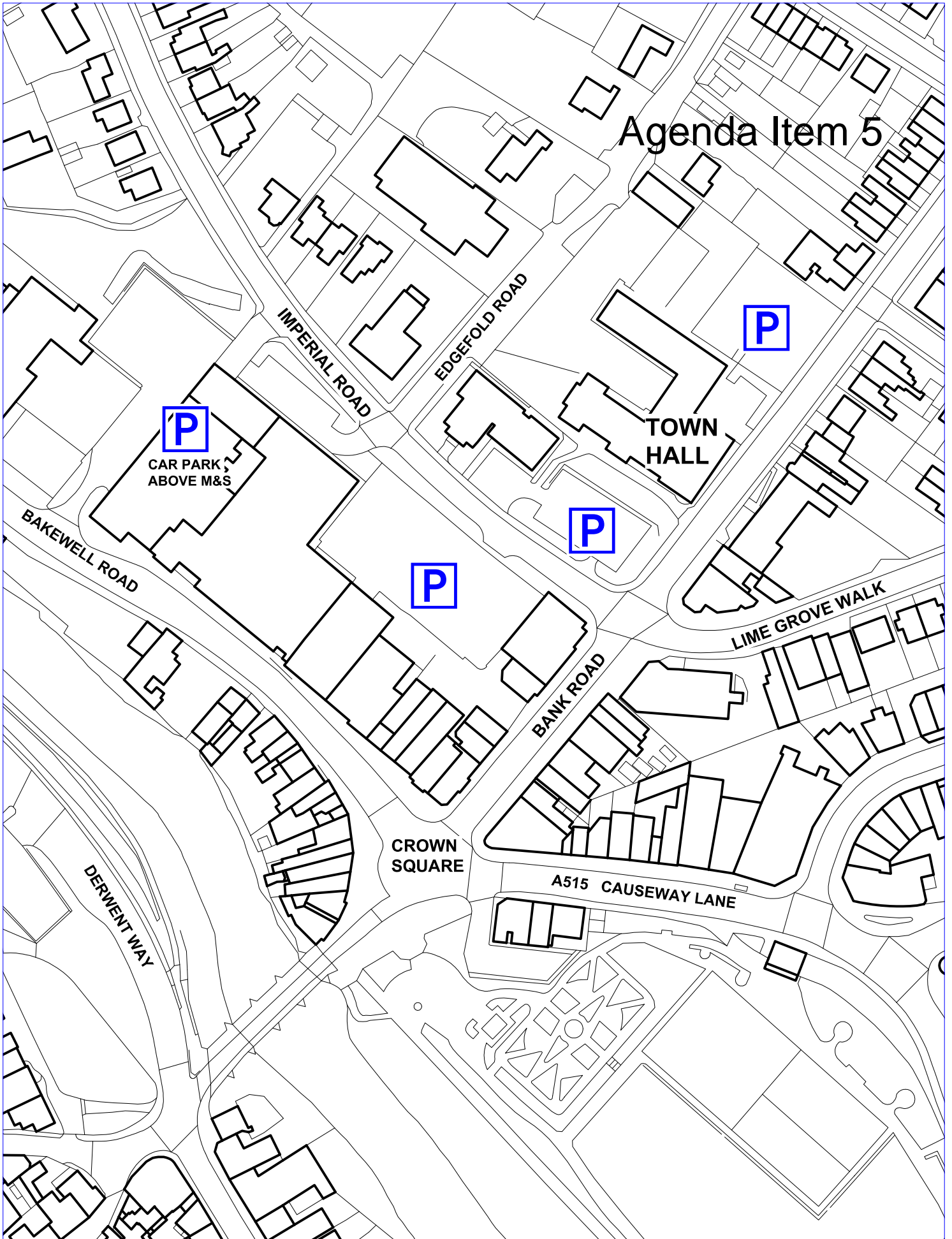
Councillors Neil Buttle, Lucy Peacock and Steve Wain

Nominated Substitute – Councillor Marilyn Franks

#### **NOTE**

For further information about this Agenda or on “Public Participation” call 01629 761133 or email [committee@derbyshiredales.gov.uk](mailto:committee@derbyshiredales.gov.uk)

# Agenda Item 5



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## OPEN LICENSING AND APPEALS SUB-COMMITTEE

Licensing and Appeals Sub-Committee – 8 October 2023

### **Licensing Act 2003 - Application for Variation to Premises Licence Bank House Bar & Restaurant, Main Road, Hathersage, S32 1BB**

#### **Report of Director of Regulatory Services**

##### **Report Author and Contact Details**

Eileen Tierney, Licensing Manager  
01629 761374 or eileen.tierney@derbyshiredales.gov.uk

##### **Wards Affected**

Hathersage

##### **Report Summary**

This report informs the Committee of an application made under section 34 of the Licensing Act 2003, by Lawrence William Key, for a variation to the existing Premises Licence held in respect of Bank House Bar and Restaurant, Main Road, Hathersage,

The variation seeks to allow the sale of alcohol from a pop-up bar in the outside seating area of the premises, within the designated serving area shown on the plan attached to the application.

The Sub-Committee is asked to consider the 5 representations received from local residents (Other Persons) during the 28-day advertisement period. Three of the representations support the proposed variation and two are objecting to the variation on the grounds that the public safety and the prevention of public nuisance licensing objectives would be undermined if the variation was granted.

##### **Recommendations**

That the application for a variation to the existing Premises Licence, (licence number LN/4962), made by Lawrence William Key, to allow a pop-up bar for the sale of alcohol to be located in the outside area at Bank House Bar & Restaurant, Main Road, Hathersage be determined.

##### **List of Appendices**

- Appendix 1 – Existing Premises Licence LN/4962
- Appendix 2 – Variation application form, site plan and advert notice
- Appendix 3 – Representations from Other Persons
- Appendix 4 – Hearings Procedure

##### **Background Papers**

None

##### **Consideration of report by Council or other committee**

No

## Council Approval Required

No

## Exempt from Press or Public

No

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### 1 The Application

#### 1.1 The Licensable Activities

On 30 August 2023, an application was received from Lawrence William Key to vary the existing premises licence (licence number LN/4962) to allow the sale of alcohol for consumption on the premises only, from a pop-up bar in the outside seating area of the premises.

1.2 The application does not seek to make any other changes to the existing licence, a copy of which is reproduced in **Appendix 1** for the Sub-Committee's information.

1.3 In the operating schedule part of the application to vary the licence, (Section M), the premises licence holder is required to volunteer measures which he considers will continue to ensure promotion of the licensing objectives if the variation is approved; (please see section 1.8 below).

1.4 A copy of the variation application and plan of the site are produced in **Appendix 2** for the Sub-Committee's consideration.

#### 1.5 Advertising the Application

The legislation requires that the application is served on all the Responsible Authorities specified in the legislation. This has to be done at the same time it is served on the Licensing Authority. Please see table in paragraph **1.11** for details of Responsible Authorities and their responses to the application.

1.6 The applicant is required to display a notice at the premises (on pale blue coloured paper) for a period of 28 consecutive days and place an advertisement in a local newspaper or similar publication which circulates in the area where there isn't a newspaper, informing local residents and businesses of the application. The Licensing Authority is required to advertise notice of the application on the District Council's website, and to make available public register copies on request.

1.7 The 28-day period during which the Responsible Authorities and Other Persons could make representations to the Licensing Authority in respect of this application, started on Thursday 31<sup>st</sup> August and ended on Wednesday 27<sup>th</sup> September 2023.

1.8 During the consultation period the Licensing Manager was made aware that the advertisement in the local newspaper did not meet the legal timescales for advertising the application, as a result of the publication date of the Peak Advertiser being later than the distribution date. The Applicant re-advertised the application in the following edition of the paper and re-posted revised advertisement notices at the premises.

1.9 The Licensing Authority re-started the consultation period with the Responsible Authorities to ensure that the administrative process was not flawed. The revised start date for the 28-day period was 22<sup>nd</sup> September with the revised end date for representations now being 19<sup>th</sup> October 2023. A copy of the revised Advertisement Notice is produced in **Appendix 2** with the variation application.

1.8 The Operating Schedule – Licence Conditions

In section M of the Operating Schedule part of the application form, the applicant is required to describe the steps that they intend taking to promote the four licensing objectives if the variation application is granted.

1.9 The four licensing objectives are:

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

1.10 The legislation allows for any measures that an applicant/premises licence holder has volunteered in Section M of the Operating Schedule part of the application, to be translated into licence conditions and (together with the Mandatory Conditions specified in the Licensing Act 2003), be attached to a new premises licence or to a varied licence, if the application is granted.

1.11 **Representations**

1.11.1 Responsible Authorities

During the consultation period, the application was provided to the Responsible Authorities for consideration. The responses received from the Responsible Authorities are detailed in the following table:

|                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
|----------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Derbyshire Police Authority (North Division)                   | “...no representations from Police Licensing.”...                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |
| DDDC Environmental Health Public Health Team (Noise Pollution) | “...I did make comment that I do not have any objections to the proposed variation. We did receive a noise complaint from Mrs Else on 31/5/23 regarding loud music from the premises, but not specifically about the presence of the pop-up bar, which was in-situ at the time. However, we did not receive any completed diary sheets back from Mrs Else or any further communication after her initial complaint on 31/5/23, so the worksheet was closed.<br><br>I do not believe that the presence of the pop-up bar and serving of alcohol outside will increase noise from the site, per se...”. |
| DDDC Environmental Health – Commercial Team (Health & Safety). | No Comments.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |

|                                                |                                                                                                                             |
|------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------|
| Derbyshire Fire & Rescue Service (Buxton)      | "... The Fire and Rescue Authority has no objection to the granting of the proposed variation to the premises licence. ..." |
| Peak District National Park Planning Authority | No response.                                                                                                                |
| Derbyshire County Council Trading Standards    | No response.                                                                                                                |
| Derbyshire Local Safeguarding Children Board   | No response.                                                                                                                |
| Derbyshire County Council Public Health        | No response.                                                                                                                |
| DDDC – Licensing Authority                     | No response required.                                                                                                       |

### 1.11.2 Other Persons

During the consultation period, representations in respect of the application were received from 5 local residents. 3 of the representations were in support of the variation and 2 were objecting to it on the grounds that if this variation is granted the Prevention of Public Nuisance and Public Safety licensing objectives, in particular, would be undermined.

The representations are produced in **Appendix 3**, for the Sub-Committee's consideration.

## 2 **The Hearing**

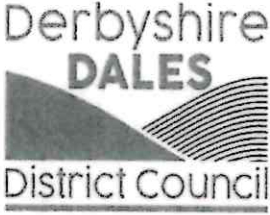
- 2.1 The Sub-Committee consists of 3 Members drawn from the full Licensing and Appeals Committee. The Members are Councillors Steve Wain, Neil Buttle and Lucy Peacock.
- 2.2 The Sub-Committee will be advised by Kerry France, Legal Services, and the report will be introduced by Eileen Tierney, Licensing Manager.
- 2.3 A copy of the procedure to be followed by the Sub-Committee is set out in **Appendix 4**, for information.
- 2.4 In determining the application for a premises licence the Sub-Committee will take into account the measures proposed by the applicant to promote the 4 licensing objectives and any relevant representation received and not withdrawn. The Committee will also take into account the provisions of the 2003 Act, and the most current Statutory Guidance issued to Licensing Authorities under section 182 of the Act. (April 2018).
- 2.5 The Committee will have regard to the District Council's most current Licensing Policy Statement republished under section 5 of the 2003 Act, in 2016. The Policy was reviewed and republished in January 2021 (to be reviewed again no later than January 2026).
- 2.6 In making its decision the Licensing Sub-Committee has powers to
  - approve the variation application;
  - reject the whole of the application;
  - reject part of the application;



- exclude licensable activities from the licence;
- restrict hours of the activities;
- and/or attach conditions consistent with the Operating Schedule part of the application, or other conditions deemed necessary and proportionate for the promotion of the licensing objectives.

2.7 The existing premises licence will remain intact if the variation is not granted as only the variation can be determined.

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|                                                                                   |                                                                                                                                                                                     |
|-----------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>ISSUED BY DERBYSHIRE DALES DISTRICT COUNCIL</b>                                |                                                                                                                                                                                     |
|  | Derbyshire Dales District Council<br>Licensing Team<br>Regulatory Services<br>Town Hall<br>Matlock<br>Derbyshire<br>DE4 3NN<br>Tel: 01629 761313<br>Web: www.derbyshiredales.gov.uk |

|                                                    |
|----------------------------------------------------|
| <b>LICENSING ACT 2003</b>                          |
| <b>PREMISES LICENCE</b>                            |
| <b>PREMISES LICENCE NUMBER: LN/4962</b>            |
| <b>WHERE THE LICENCE IS TIME LIMITED THE DATES</b> |
| <b>Not applicable</b>                              |

|                   |
|-------------------|
| <b>Bank House</b> |
| Main Road         |
| Hathersage        |
| Derbyshire        |
| S32 1BB           |

|                                                                                                        |                                      |       |
|--------------------------------------------------------------------------------------------------------|--------------------------------------|-------|
| <b>LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE</b>                                                 |                                      |       |
| Recorded Music [Indoors]                                                                               |                                      |       |
| Sale by Retail Alcohol[On/Off]                                                                         |                                      |       |
| Premises Opening Times                                                                                 |                                      |       |
| <b>LOCATION</b>                                                                                        | As shown on the plan of the premises |       |
| <b>MAX NUMBER OF PERSONS (WHERE LIMITED)</b>                                                           | Not applicable                       |       |
| <b>THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES</b>                  |                                      |       |
| Sunday                                                                                                 | 10:00                                | 23:00 |
| Monday                                                                                                 | 10:00                                | 23:00 |
| Tuesday                                                                                                | 10:00                                | 23:00 |
| Wednesday                                                                                              | 10:00                                | 23:00 |
| Thursday                                                                                               | 10:00                                | 23:00 |
| Friday                                                                                                 | 10:00                                | 23:00 |
| Saturday                                                                                               | 10:00                                | 23:00 |
| <b>Non Standard Timings and Seasonal Variations</b>                                                    |                                      |       |
| December 31st 10:00 - 01:00 January 1st                                                                |                                      |       |
| <b>WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL, WHETHER THESE ARE ON &amp; / OR OFF SUPPLIES.</b> |                                      |       |
| Supply of alcohol for consumption both on and off the premises.                                        |                                      |       |

|                                                                                                              |
|--------------------------------------------------------------------------------------------------------------|
| <b>NAME REGISTERED ADDRESS, TELEPHONE NUMBER &amp; EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE.</b> |
| Mr Lawrence William Key                                                                                      |
| [REDACTED]                                                                                                   |
| <b>REGISTERED NUMBER OF HOLDER, EG: COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)</b>                    |
| Not applicable.                                                                                              |

|                                                                                                                                        |
|----------------------------------------------------------------------------------------------------------------------------------------|
| <b>NAME ADDRESS &amp; TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SALE OF ALCOHOL</b> |
| Mr Lawrence William Key                                                                                                                |
| [REDACTED]                                                                                                                             |

|                                                                                                                                                                               |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <b>PERSONAL LICENCE NUMBER &amp; ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL</b> |
| Licence No: LN/3632                                                                                                                                                           |
| Issued by: Derbyshire Dales District Council                                                                                                                                  |

**ANNEXES****MANDATORY CONDITION: SUPPLY OF ALCOHOL**

- (1) No supply of alcohol may be made under the premises licence:
  - a. at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

**MANDATORY CONDITION: IRRESPONSIBLE PROMOTIONS**

1. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
2. An irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:-
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
  - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

**MANDATORY CONDITION: FREE TAP WATER**

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

**MANDATORY CONDITION: PROOF OF AGE SCHEME**

- (a) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
- (b) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- (c) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
  - (i) a holographic mark, or
  - (ii) an ultraviolet feature.

**MANDATORY CONDITION: REQUIREMENT TO MAKE SMALL ALCOHOL MEASURES AVAILABLE**

The responsible person shall ensure that:-

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

**MANDATORY CONDITION: SALE OF ALCOHOL - DUTY + VAT**

- 1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 2. For the purposes of the condition set out in paragraph 1—
  - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);
  - (b) "permitted price" is the price found by applying the formula—
$$P = D + (D \times V)$$
where—
    - (i) P is the permitted price,
    - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
    - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
  - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) "valued added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(a).

**MANDATORY CONDITION: EXHIBITION OF FILMS**

The admission of children to film exhibitions is to be restricted in accordance with film classification recommendations made by the British Board of Film Classification.

**MANDATORY CONDITION: DOOR SUPERVISORS**

Any individual(s) at the premises carrying out a security activity must be licensed by the Security Industry Authority, as required by section 21 of the Licensing Act 2003.

**CONDITIONS CONSISTENT WITH OPERATING SCHEDULE:**

**Prevention of Crime and Disorder**

1. A cloud based CCTV system will monitor entrances, exits and other parts of the premises in order to prevent crime and disorder. The system will be remotely monitored 24 hours a day, 365 days a year by an outsourced security partner and discrete security monitoring notices will be displayed on the premises.
2. A clear notice will be displayed outside the premises detailing the hours, under the terms of the premises licence, during which licensable activities are permitted.
3. Staff will be trained to ensure that customers use the premises in an orderly and respectful manner and alcohol will never be served to drunk or intoxicated customers.
4. All members of staff will be subject to a CRB check prior to employment.

**Public Safety**

1. All parts of the premises, all fixtures, fittings and apparatus will be maintained in good working order and in safe condition at all times. The maintenance record will record all internal and external maintenance inspection and be made available for review when required by persons appointed by the Licensing Act or associated public safety bodies.
2. Staff will be well trained to adhere to all aspects of Public Safety and Environmental Health procedures.

**The Prevention of Public Nuisance**

1. Staff will receive detailed staff training on customer management and will ensure the prevention of public nuisance is prioritised.

**The Protection of Children from Harm**

1. The DPS will provide training to all staff on the Licensing Act which will be recorded in the Employee training Record. Particular attention will be paid to; prevention of alcohol sales to underage people, prevention of drunk or disorderly behaviour, vigilance in preventing the use and sale of illegal drugs, prevention of violence or anti-social behaviour and prevention of harm to children.
2. Challenge 25 notices which encourage anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving licence or passport) if they wish to purchase alcohol.
3. The EPOS system requires the DPS to authorise alcohol sales made by other staff members and automatically prompts them to undertake customer ID checks. Refused sales will be recorded and monitored by the DPS. System age locks will not allow staff members under 18 to process sales of alcohol.
4. The staff training programme will also include robust requirements for staff to undertake customer identification checks when purchasing alcohol.

**CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY:**

Not Applicable

**DATE LICENCE FIRST GRANTED:**

6th December 2017

**DATE ANNUAL FEE DUE:**

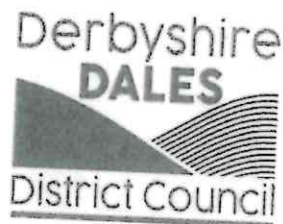
6th December

**PLANS OF THE PREMISES:**

The attached plan of the premises forms part of this licence. Plan numbers BH1, BH2, BH3 and BH4.

# Licensing Act 2003 LN/4962 PREMISES LICENCE SUMMARY

ISSUED BY DERBYSHIRE DALES DISTRICT COUNCIL



Derbyshire Dales District Council  
Licensing Team  
Regulatory Services  
Town Hall  
Matlock  
Derbyshire  
DE4 3NN  
Tel: 01629 761313  
Web: www.derbyshiredales.gov.uk

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

**Bank House**  
Main Road, Hathersage, Derbyshire, S32 1BB

WHERE THE LICENCE IS TIME LIMITED THE DATES  
NOT APPLICABLE

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

Recorded Music [Indoors]  
Sale by Retail Alcohol[On/Off]  
Premises Opening Times

LOCATION As shown on the plan of the premises

MAX NUMBER (WHERE LIMITED)

Not applicable

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF THE LICENSABLE ACTIVITIES

| Day       | Start Time | End Time |
|-----------|------------|----------|
| Sunday    | 10:00      | 23:00    |
| Monday    | 10:00      | 23:00    |
| Tuesday   | 10:00      | 23:00    |
| Wednesday | 10:00      | 23:00    |
| Thursday  | 10:00      | 23:00    |
| Friday    | 10:00      | 23:00    |
| Saturday  | 10:00      | 23:00    |

Non Standard Timings and Seasonal Variations  
December 31st 10:00 - 01:00 January 1st

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

Supply of alcohol for consumption both on and off the premises.

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

Mr Lawrence William Key

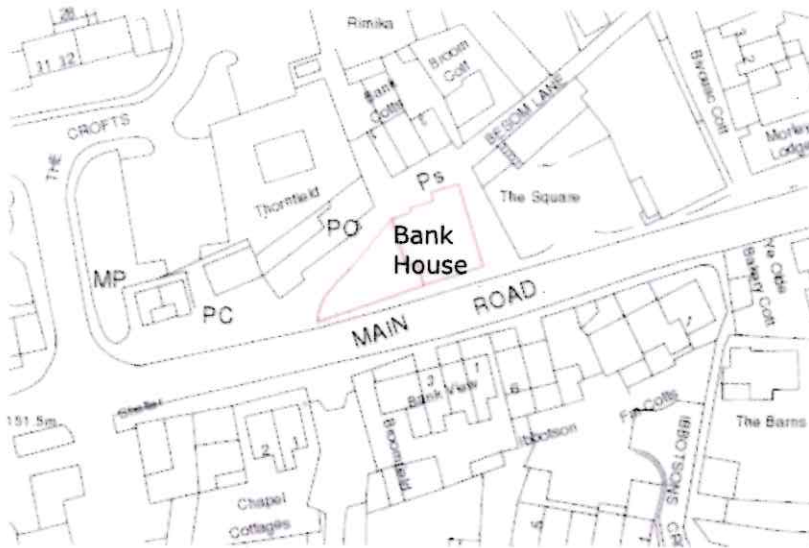
REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY, CHARITY NUMBER (WHERE APPLICABLE)  
Not applicable.

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

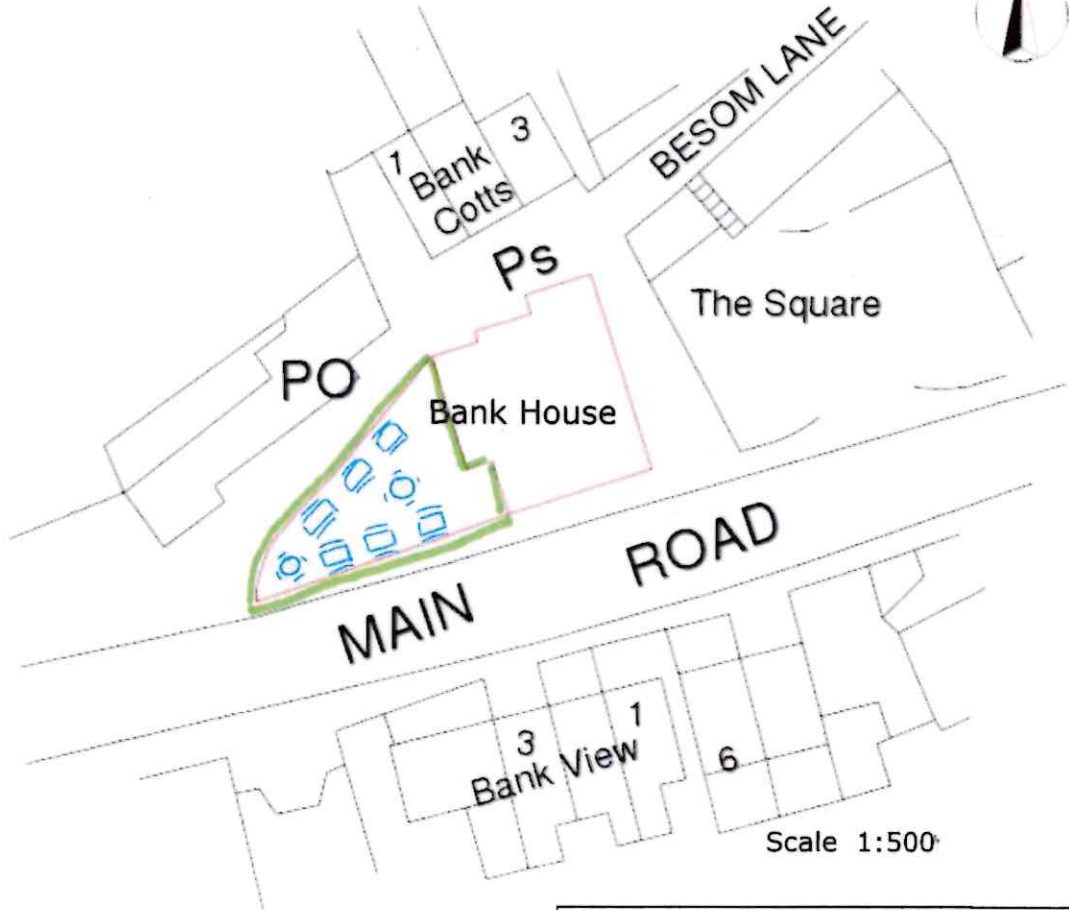
Mr Lawrence William Key

PERSONAL LICENCE NUMBER & ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL  
Licence No: LN/3632

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED  
See attached schedule of conditions.



Scale 1:500



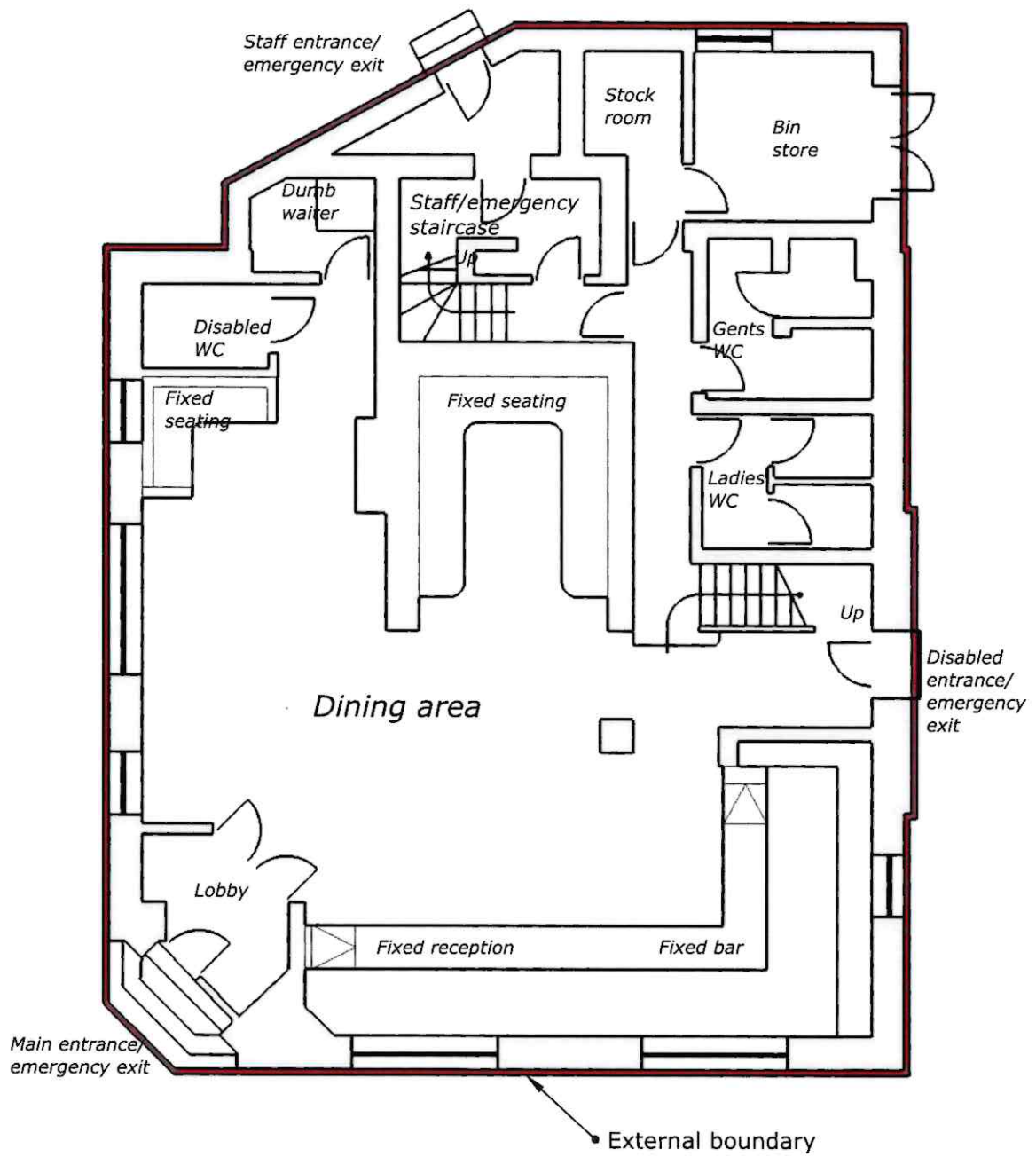
Scale 1:500

*— outside seating area  
(consumption of Alcohol)*

Plan Date: June 2019

Application for Premises License  
 Lawrence William Key  
 Bank House, Hathersage, Hope Valley S33 1BB  
 Drn. BH1 - Location Plan  
 Scale 1:100



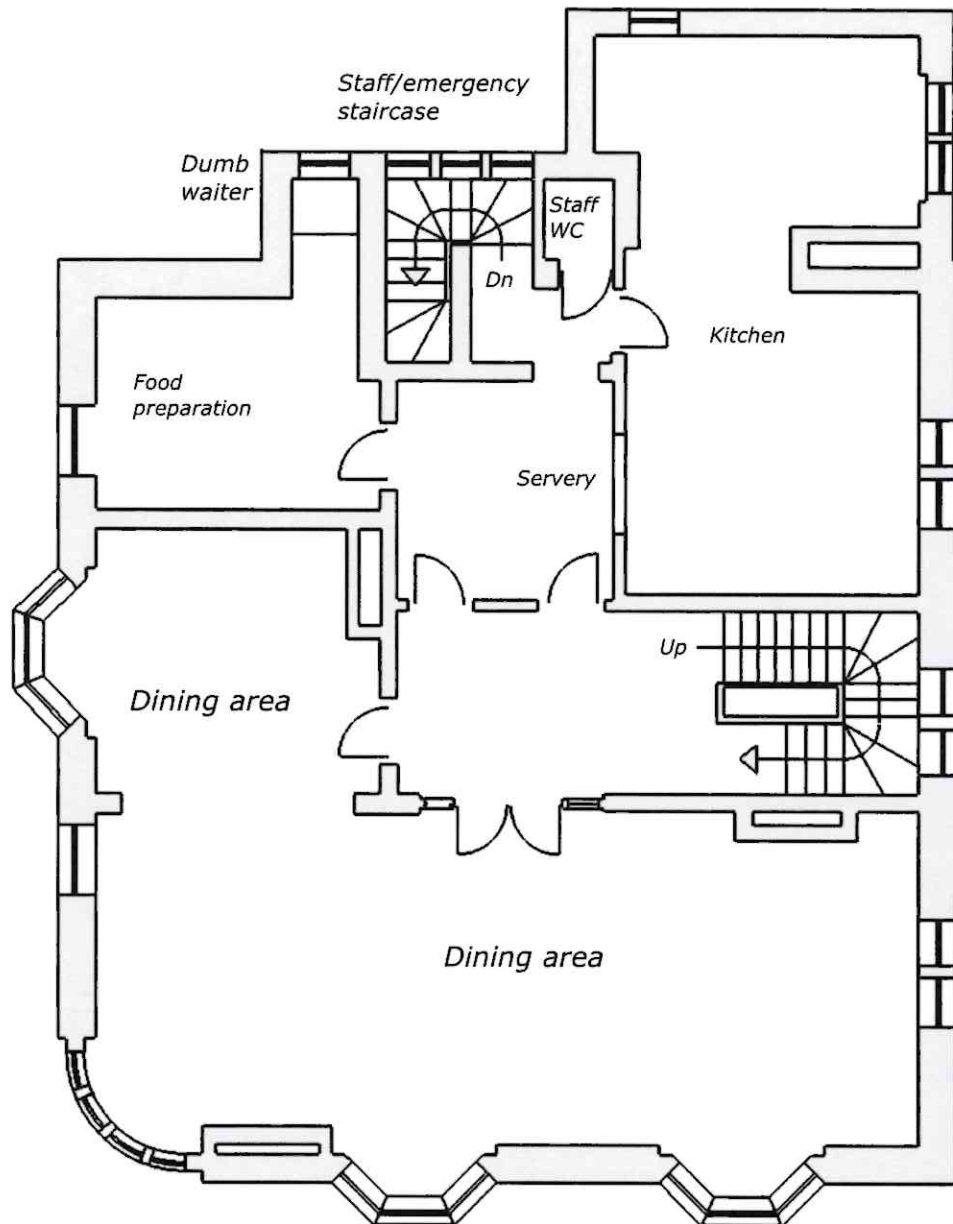


**Application for Premises License**

Lawrence William Key  
 Bank House, Hathersage, Hope Valley S33 1BB

Drn. BH2 - Premises Plan : Ground Floor

Scale 1:100

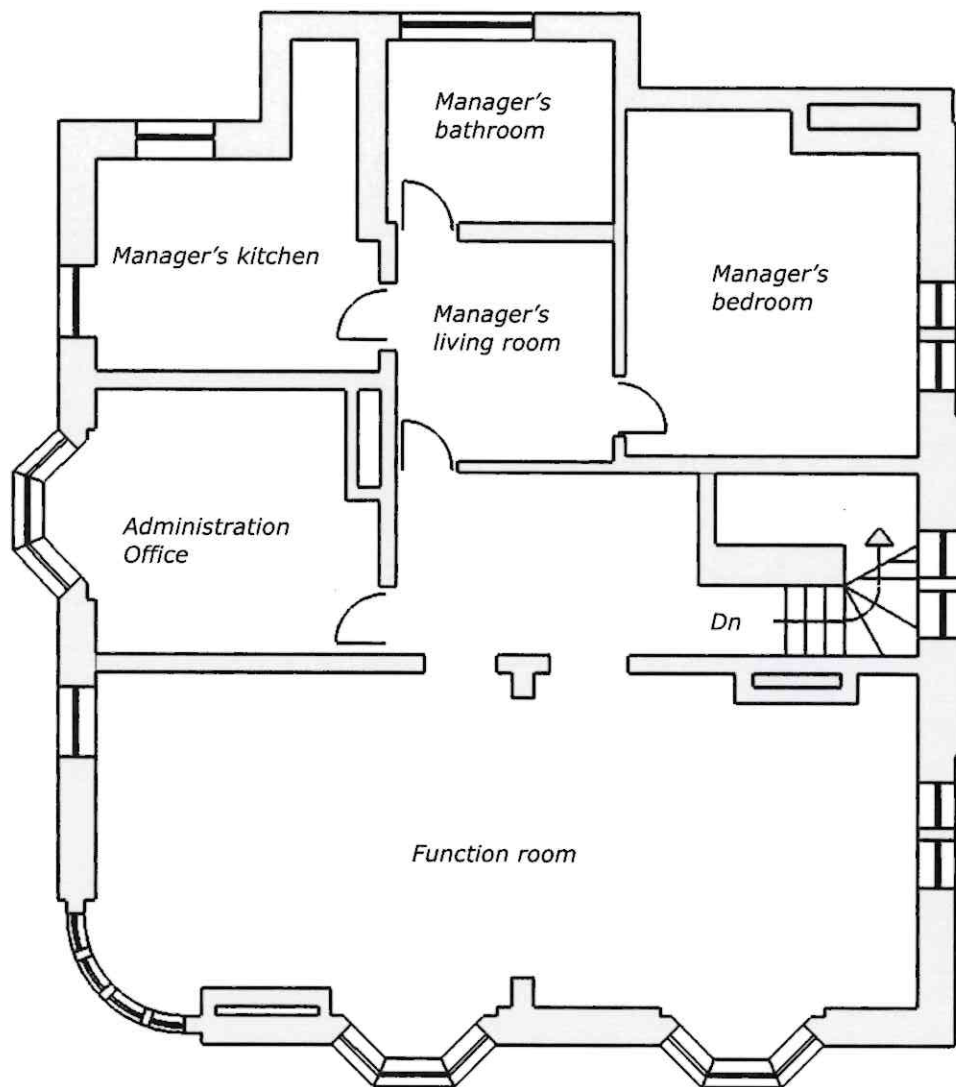


Application for Premises License

Lawrence William Key  
Bank House, Hathersage, Hope Valley S33 1BB

Drn. BH3 - Premises Plan : First Floor

Scale 1:100



**Application for Premises License**

Lawrence William Key  
Bank House, Hathersage, Hope Valley S33 1BB

Drn. BH4 - Premises Plan : Second Floor

Scale 1:100

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**LICENSING ACT 2003  
NOTICE OF VARIATION TO A PREMISES LICENCE**

**Name of applicant:**

**Lawrence William Key**

**Address of premises:**

**Bank House**

**Main Road**

**Hathersage**

**Post Code: S32 1BB**

**It is proposed to vary the above premises under the Licensing Act 2003 to:**

The proposed variation is to allow the sale of alcohol from a pop-up bar in the outside seating area at Bank House, within the designated serving area marked on the attached site plan between the hours of 10:00 to 22:00 Monday to Sunday. The variation does not seek to make any changes to the existing licensable activities, hours of operation or the conditions attached to the licence. The variation is aimed at minimising any risk to staff and customers who currently have to purchase alcohol from the bar inside the premises and carry it to the outside area marked on the plan, for consumption.

**The full application can be inspected during office hours (9am-5pm) by contacting the Licensing Team at address below, or by email: [licensing@derbyshiredales.gov.uk](mailto:licensing@derbyshiredales.gov.uk) or telephone (01629) 761313 OR <http://www.derbyshiredales.gov.uk/services-business/licensing/public-register>**

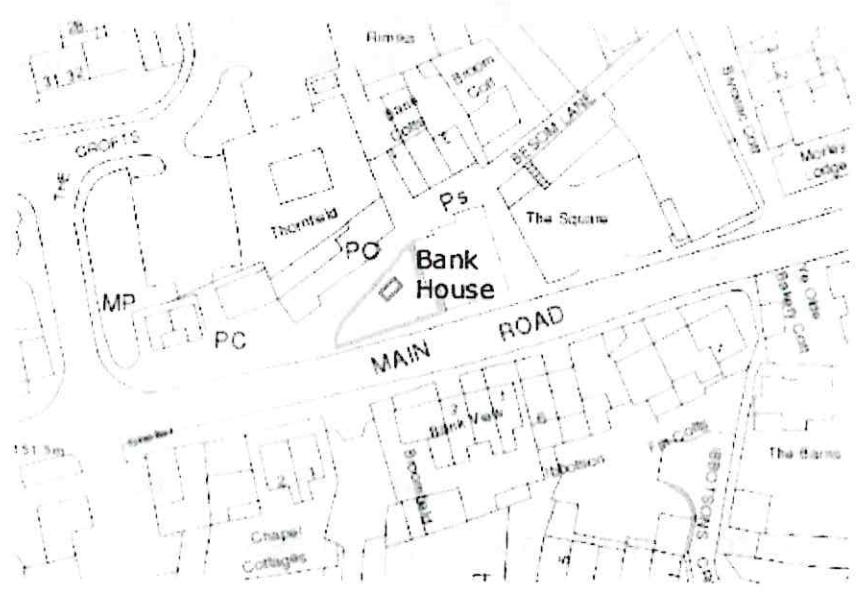
**Representations can be made IN WRITING between:**

**Date: 22/09/2023 and 19/10/2023**

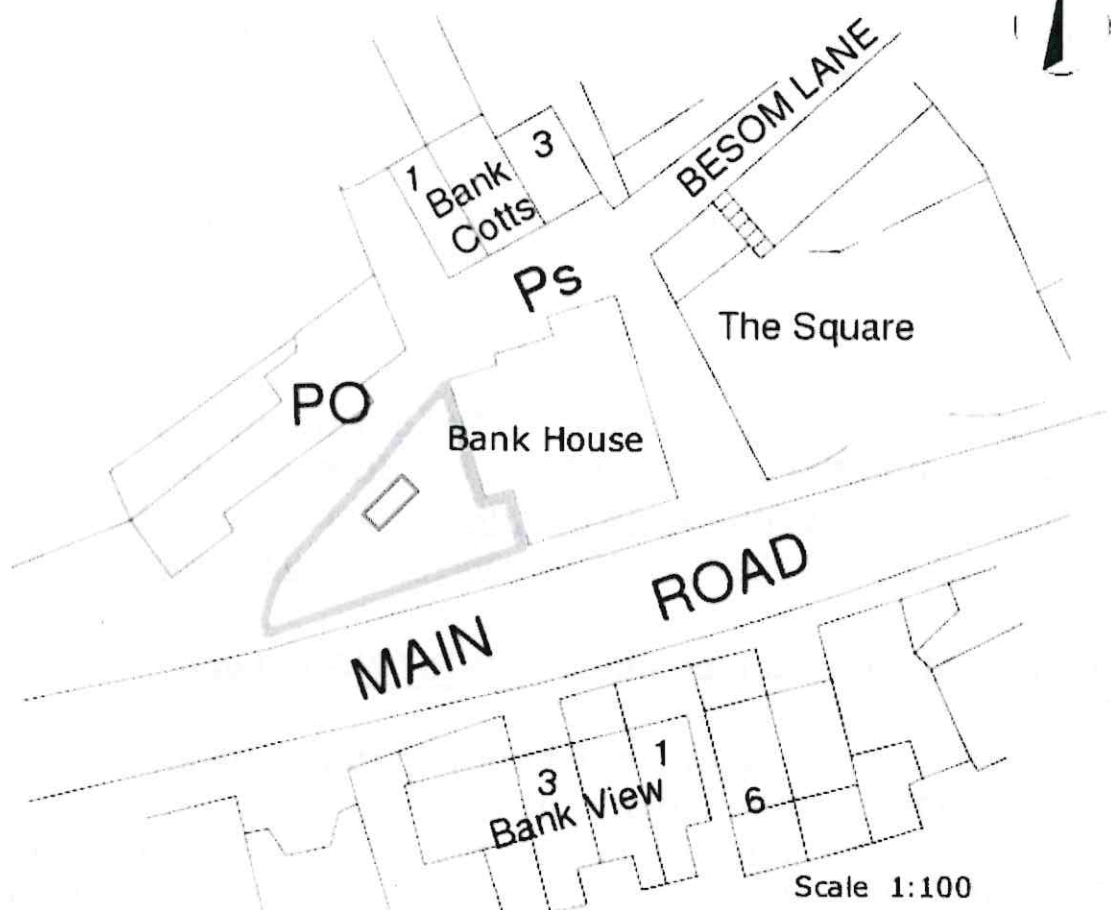
**(emailed representations must contain full name and address of person making representation)**

**To: Licensing Manager, Regulatory Services, Derbyshire Dales District Council, Town Hall, Matlock, Derbyshire, DE4 3NN. (Telephone: 01629 761374)**



It is an offence to knowingly or recklessly make a false statement in connection with an application. A person is liable to an unlimited fine on conviction should such a false statement be made.



Scale 1:500



Scale 1:100

-  Shows proposed location of pop-up bar
-  shows proposed variation to license to include seating area

**Application for Variation of Premises License**  
  
 Lawrence William Key  
 Bank House, Hathersage, Hope Valley S33 1BB  
  
 Drn. BH1a - Location Plan

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

I/We Lawrence William Key

(Insert name(s) of applicant)

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

Premises licence number LN/4962

**Part 1 – Premises Details**

|                                                                                                                               |             |          |         |
|-------------------------------------------------------------------------------------------------------------------------------|-------------|----------|---------|
| Postal address of premises or, if none, ordnance survey map reference or description<br>Bank House<br>Main Road<br>Hathersage |             |          |         |
| Post town                                                                                                                     | Hope Valley | Postcode | S32 1BB |

|                                         |              |
|-----------------------------------------|--------------|
| Telephone number at premises (if any)   | 01433 449060 |
| Non-domestic rateable value of premises | £12750       |

**Part 2 – Applicant details**

|                                                           |                                |          |  |
|-----------------------------------------------------------|--------------------------------|----------|--|
| Daytime contact telephone number                          | 01433 449060                   |          |  |
| E-mail address (optional)                                 | info@bankhousehathersage.co.uk |          |  |
| Current postal address if different from premises address |                                |          |  |
| Post town                                                 |                                | Postcode |  |

**Part 3 - Variation**

Please tick as appropriate

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

Yes

No

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

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

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

The proposed variation is to allow the sale of alcohol from a pop-up bar in the outside seating area at Bank House, within the designated serving area marked on the attached site plan. The variation does not seek to make any changes to the existing licensable activities, hours of operation or the conditions attached to the licence. The variation is aimed at minimising any risk to staff and customers who currently have to purchase alcohol from the bar inside the premises and carry it to the outside area marked on the plan, for consumption.

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



#### Part 4 Operating Schedule

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

##### Provision of regulated entertainment

Please tick all that apply

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

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

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

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

A

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

B

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

C

|                                                                                         |       |        |                                                                                                                                                                                               |
|-----------------------------------------------------------------------------------------|-------|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Indoor sporting events<br>Standard days and<br>timings (please read<br>guidance note 6) |       |        | Please give further details (please read guidance note 3)                                                                                                                                     |
| Day                                                                                     | Start | Finish |                                                                                                                                                                                               |
| Mon                                                                                     |       |        | State any seasonal variations for indoor sporting events (please read guidance note 4)                                                                                                        |
| Tue                                                                                     |       |        |                                                                                                                                                                                               |
| Wed                                                                                     |       |        |                                                                                                                                                                                               |
| Thur                                                                                    |       |        | 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 (please read guidance note 5) |
| Fri                                                                                     |       |        |                                                                                                                                                                                               |
| Sat                                                                                     |       |        |                                                                                                                                                                                               |
| Sun                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                         |       |        |                                                                                                                                                                                               |

D

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

E

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

F

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

G

| Performances of dance<br>Standard days and timings (please read guidance note 6) |       |        | Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)                                                                                       | Indoors  | <input type="checkbox"/> |
|----------------------------------------------------------------------------------|-------|--------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| Day                                                                              | Start | Finish |                                                                                                                                                                                                        | Outdoors | <input type="checkbox"/> |
| Mon                                                                              |       |        | <b>Please give further details here</b> (please read guidance note 3)                                                                                                                                  | Both     | <input type="checkbox"/> |
| Tue                                                                              |       |        |                                                                                                                                                                                                        |          |                          |
| Wed                                                                              |       |        | <b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)                                                                                                        |          |                          |
| Thur                                                                             |       |        |                                                                                                                                                                                                        |          |                          |
| Fri                                                                              |       |        | <b>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</b> (please read guidance note 5) |          |                          |
| Sat                                                                              |       |        |                                                                                                                                                                                                        |          |                          |
| Sun                                                                              |       |        |                                                                                                                                                                                                        |          |                          |



H

|                                                                                                                                            |       |        |                                                                                                                                                                                                                                                                        |          |                          |
|--------------------------------------------------------------------------------------------------------------------------------------------|-------|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| <b>Anything of a similar description to that falling within (e), (f) or (g)</b><br>Standard days and timings (please read guidance note 6) |       |        | Please give a description of the type of entertainment you will be providing                                                                                                                                                                                           |          |                          |
| Day                                                                                                                                        | Start | Finish | <b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)                                                                                                                                               | 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 3)                                                                                                                                                                                           |          |                          |
| 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 4)                                                                                                            |          |                          |
| 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 5) |          |                          |
| Sun                                                                                                                                        |       |        |                                                                                                                                                                                                                                                                        |          |                          |

I

|                                                                                          |       |        |                                                                                                                                                                                                                        |          |                          |
|------------------------------------------------------------------------------------------|-------|--------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|--------------------------|
| <b>Late night refreshment</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)                                                                                 | 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 3)                                                                                                                                                  |          |                          |
| Tue                                                                                      |       |        |                                                                                                                                                                                                                        |          |                          |
| Wed                                                                                      |       |        | <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)                                                                                                         |          |                          |
| Thur                                                                                     |       |        |                                                                                                                                                                                                                        |          |                          |
| Fri                                                                                      |       |        | <b>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</b> (please read guidance note 5) |          |                          |
| Sat                                                                                      |       |        |                                                                                                                                                                                                                        |          |                          |
| Sun                                                                                      |       |        |                                                                                                                                                                                                                        |          |                          |

J

|                                                                                     |       |        |                                                                                                                                                                                                             |                  |                                     |
|-------------------------------------------------------------------------------------|-------|--------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------|-------------------------------------|
| <b>Supply of alcohol</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)                                                                                                            | On the premises  | <input checked="" type="checkbox"/> |
|                                                                                     |       |        |                                                                                                                                                                                                             | Off the premises | <input type="checkbox"/>            |
|                                                                                     |       |        |                                                                                                                                                                                                             | Both             | <input type="checkbox"/>            |
| Day                                                                                 | Start | Finish | <b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)<br>None                                                                                                        |                  |                                     |
| Mon                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Tue                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Wed                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Thur                                                                                | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Fri                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Sat                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
| Sun                                                                                 | 10:00 | 23:00  |                                                                                                                                                                                                             |                  |                                     |
|                                                                                     |       |        | <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 5)<br>None |                  |                                     |

K

|                                                                                                                                                                                                                                                     |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p><b>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children</b> (please read guidance note 8).</p> <p>None</p> |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|

L

| <b>Hours premises are open to the public</b><br>Standard days and timings (please read guidance note 6) |       |        | <b>State any seasonal variations</b> (please read guidance note 4)                                                                                                                            |
|---------------------------------------------------------------------------------------------------------|-------|--------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Day                                                                                                     | Start | Finish |                                                                                                                                                                                               |
| Mon                                                                                                     |       |        | <b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 5) |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Tue                                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Wed                                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Thur                                                                                                    |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Fri                                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Sat                                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |
| Sun                                                                                                     |       |        |                                                                                                                                                                                               |
|                                                                                                         |       |        |                                                                                                                                                                                               |

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

Please tick as appropriate

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

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.  
Cloud document server will not download original license document, file corrupted.

## **M**

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

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

The owners and management team fully understand their responsibility to ensure the premises (including the outside seating area) complies with all four licensing objectives. The outside area is licensed for the consumption of alcohol 10:00 – 23:00 and the management team already ensure strict supervision in this area with controls to promote all four licensing objectives. These controls include careful management supervision with particular attention paid to; no consumption of alcohol by underage people, no drunk or disorderly behaviour, vigilance in preventing the use and sale of illegal drugs, no violence or anti-social behaviour and no harm to any children. The outside area is already covered by multiple CCTV cameras with a clear crime and public nuisance deterrent notice displayed. If the proposed variation was approved, the existing cloud-based EPOS system used inside premises would be used to process sales of alcohol, in the designated area, on the occasions where external sales of alcohol took place. Our IT systems has robust controls which help adhere to the licensing objectives and report instances of non-conformance.

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

The outside seating area is already covered by 3 individual high definition CCTV cameras with image recording and a prominent CCTV notice to help deter crime and disorder. Additional steps could include the installation of more cameras and notices if deemed necessary however we feel this would add little additional benefit. The management team already treat the outside seating area as an extension of the premises and the detailed business operating procedures help train staff to deter crime and disorder. All customers are required to be 'greeted & seated' by a Shift Manager. This person is responsible for monitoring the outside area, manage customer behaviour and reporting any crime or disorder to 101

### **c) Public safety**

All parts of the premises and outside area, all fixtures, fittings and apparatus will be maintained in good working order and in safe condition at all times. The Maintenance Record records all internal and external maintenance inspections and be made available for review when required by persons appointed by the Licensing Act or associated public safety bodies. Well trained staff adhere to all public safety and environmental health requirements.

### **d) The prevention of public nuisance**

Prevention of public nuisance measures have already been taken to address this objective. Staff are trained to ensure that customers use the premises and outside seating area in an orderly and respectful manner and alcohol will never be served to drunk or intoxicated customers. The Noise Management Plan for the premises has already been extended to include the outside area. Residents of neighbouring properties have been consulted and the Management team have agreed that any external lighting is switch off at 22:00 daily to discourage customers from using the outside seating area later in the evenings. Bank House already operate a no entrance after 22:00 policy for the internal and outside seating areas.

|                                                                                                                                                                                                                 |             |                  |         |
|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------|------------------|---------|
| <b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 13)<br>Samuel William Bell<br>Bank House<br>Main Road<br>Hathersage |             |                  |         |
| <b>Post town</b>                                                                                                                                                                                                | Hope Valley | <b>Post code</b> | S32 1BB |
| <b>Telephone number (if any)</b>                                                                                                                                                                                |             |                  |         |
| <b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b><br>info@bankhousehathersage.co.uk                                                                                |             |                  |         |

### Notes for Guidance

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

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

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

"Challenge 25" notices will be displayed which encourage anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or passport) if they wish to purchase alcohol. The EPOS system requires the DPS to authorise alcohol sales made by other staff members and automatically prompts them to undertake customer ID checks. Refused sales are recorded and monitored by the DPS. System age locks will not allow staff members under 18 to process sales of alcohol. The staff training programme also include robust requirements for staff to undertake customer identification checks when purchasing alcohol.

Checklist:

**Please tick to indicate agreement**

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

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

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

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

|           |           |
|-----------|-----------|
| Signature |           |
| Date      | 30/08/23  |
| Capacity  | Applicant |

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

|           |  |
|-----------|--|
| Signature |  |
| Date      |  |
| Capacity  |  |



**Tierney, Eileen**

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**From:** Tierney, Eileen  
**Sent:** 20 October 2023 15:40  
**To:** Tierney, Eileen  
**Subject:** [OFFICIAL (SENSITIVE)] REPRESENTATION - License Variation at The Bank House, Hathersage.

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**From:** Andree Deane  
**Sent:** 19 October 2023 09:33  
**To:** Licensing Inbox <[LicensingInbox@derbyshiredales.gov.uk](mailto:LicensingInbox@derbyshiredales.gov.uk)>  
**Subject:** License Variation at The Bank House, Hathersage.

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Warning External

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Sir Kevin and Lady Barron,

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

To licensing at Derbyshire Dales,

We support the license variation at Bank House, Hathersage. As residents, we have never had any problem when they have had previous outdoor events. We have already made representations to the parish council when they organised a public meeting to discuss this and had their assurance that our comments in support would be passed on.

Yours sincerely,

Andree Deane-Barron (Lady Barron).

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**Tierney, Eileen**

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**From:** Tierney, Eileen  
**Sent:** 20 October 2023 16:01  
**To:** Tierney, Eileen  
**Subject:** Bank House Hathersage license

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**To:** Licensing Inbox <[LicensingInbox@derbyshiredales.gov.uk](mailto:LicensingInbox@derbyshiredales.gov.uk)>  
**Subject:** Bank House Hathersage license

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**Warning External**

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As one of the nearest residential neighbours of Bank House, we fully support the variation of the alcohol licence. They already have occasional outdoor bars and and we have never had any problem with noise or nuisance.

Trevor and Christine Bell  


## Tierney, Eileen

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**From:** Tierney, Eileen  
**Sent:** 20 October 2023 15:47  
**To:** Tierney, Eileen  
**Subject:** [OFFICIAL (SENSITIVE)] Representation - Bank House Premises licence application

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**Sent:** 08 October 2023 16:26  
**To:** Licensing Inbox <[LicensingInbox@derbyshiredales.gov.uk](mailto:LicensingInbox@derbyshiredales.gov.uk)>  
**Subject:** Bank House license application

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Warning External

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Dear Mrs Tierney,

I am writing to express my unease about the application for variation of the license at Bank House ,Hathersage.

In September 2019,I and other members of the village attended a hearing in Matlock,when an application to sell alcohol outside at Bank House was rejected. I feel this new application for a "pop-up bar" is just a way round this problem. Apparently, it would allow alcohol to be dispensed outside on any and all days of the year for 13 hours a day. Spot the difference! I feel this is inappropriate within an area bounded by residential properties and footpaths used by children.

I have complained to the Environmental Health Office about the noise ensuing from Bank House and it's outside area and feel that selling alcohol outside will only increase this problem

Yours faithfully,

Mrs Pamela Else

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## Tierney, Eileen

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**From:** Tierney, Eileen  
**Sent:** 20 October 2023 15:51  
**To:** Tierney, Eileen  
**Subject:** [OFFICIAL (SENSITIVE)] Representation - application for variation to premises licence

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**Sent:** 19 October 2023 15:03

**To:** Licensing Inbox <[LicensingInbox@derbyshiredales.gov.uk](mailto:LicensingInbox@derbyshiredales.gov.uk)>

**Subject:** Bank House Hathersage Application for full variation to Premises License

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### Warning External

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I wish to object to the application made by Lawrence Key for a license to have a pop up bar in the outside drinking area of Bank House Hathersage.

My objection is for the following reasons:

1. The same objection as applied to their previous application to serve alcohol outside.
2. The outside drinking area has expanded beyond the original plans.
3. The continuing issue of playing unnecessary recorded music outside, often for up to 12 hours a day.
4. Occasional live music outside, the volume of which is completely unacceptable.
5. Loud noise from both customers and then staff clearing up at times until 0100am. Several complaints to Environmental Health have been made with no result or action taken. Recent example of this, Bank House fifth birthday celebration.
6. Complete reluctance to negotiate or compromise on music/noise levels. This includes being subjected to hearing offensive words in customer communications.
7. Storage of alcohol (particularly beer kegs) in private property behind Bank House. This property is owned by the parents of Mr. Sam Bell, owner of Bank House.
8. Erection of wooden hut and surrounding structures which never received planning permission from PDNPA.
9. Erection of Apres Ski bar teepee (already advertised on Bank House Facebook) without consultation with PDNPA. This structure was first used last year and after numerous complaints from local residents and investigation was told to be removed by PDNPA.
10. The increased size of the outside drinking area has changed the nature of the village and was not part of original high class restaurant application. This has meant that staff now park all day in the parking spaces on the Main Road, which are designated 30 minute parking only.
11. Bank House continues to show no regard for planning rules or local residents.

I hope this matter is given serious consideration and I believe an evening visit to Hathersage is the only way to truly appreciate the devastating impact this business is having on surrounding residents.

Yours sincerely

Anne Gallagher



## Tierney, Eileen

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**From:** Tierney, Eileen  
**Sent:** 23 October 2023 15:38  
**To:** Tierney, Eileen  
**Subject:** [OFFICIAL (SENSITIVE)] Representation to application for variation to premises licence - Bank House Hathersage

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**Sent:** 17 October 2023 10:16  
**To:** Tierney, Eileen <[eileen.tierney@derbyshiredales.gov.uk](mailto:eileen.tierney@derbyshiredales.gov.uk)>  
**Subject:** Re: Bankhouse licensing variation application  
**Importance:** High

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### Warning External

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Hi Eileen.

Thanks for your response and for the information supplied. Having attended the Hathersage Parish Council meeting's very informative session where Lawrence Key from Bank House outlined why they wanted to apply for the variation. I would like to submit an updated representation in support of the licensing variation application for the following reasons:

As a neighbour just over the back of Bank House it sounds like it will only make the business stronger and indeed safer for customers. If they have the ability to serve alcohol outside it will save outdoor seated customers having to make unnecessary trips in to the bar and the same can be said for waiting on staff having to do the same bringing drinks out from the bar. Surely that would mean that there is less chance of people dropping trays full of drinks or pint pots that they are carrying to their tables. As a regular customer of Bank House I see first hand how this can happen, especially during the Summer months when it is ample weather to be seated outside. I also think that not having to carry drinks out through the door and down the steps next to a busy main road is also a positive if that can all be contained within the terrace area through serving directly from there, I would think this poses less risk of any accidents too.

When I visit with my 7 year old daughter, she loves the staff here, it means we can sit outside without having to go inside to get a drink. I am always worried when she carries her drink down the steps that she's going to drop it or fall with it and as I am also carrying something and holding her hand it means I can't carry it for her. She's always wanting to hold a hand when we walk anywhere. It also means I don't have to potentially leave her sat at a table outside while visiting inside the venue either to get us a drink because there would be a manned bar outside to service that requirement.

Knowing what Bank House tries to achieve in it's business ethos they won't be looking to serve outside in an effort to generate a larger volume of people on the terrace and in fact I don't think that this variation would even create that scenario. There are a set number of tables which the business will want people to be seated at, it's not the largest space either so I don't envisage it creating a larger capacity of people able to consume alcohol there, if anything it will help to keep that down since there will be a more efficient waiting on service outside for serving drinks.

From the information we were given by Lawrence at the meeting he said that there would be a permanent member of staff manning the bar when it was to be operational. To my mind this means therefore that there is no chance that the bar could be abused by members of the public etc. Surely having someone outside manning the bar would also mean that there is a dedicated member of staff who can keep an eye on any possible nuisance or noise levels to then be able to deal with them quickly and effectively if they become an issue. In fairness I have always taken the opinion that the outside area is next to a very noisy road which has a constant stream of trucks and cars any way, it's not the quietest foundation for noise already. But having someone there to monitor anything caused by Bank House customers and to be able to prevent it would be a positive in support of the application to my mind.

I would also imagine that it is better operationally for both Bank House and also the Council. Although I understand that the fee paid for the TENS license covers the costs of the Council work, it would surely make the Council more efficient in not having to constantly deal with TENS applications throughout the year. Leaving them able to concentrate resources onto other applications or areas of responsibility with regards licensing. It would also mean that Bank House don't have to spend time putting in tedious applications and would allow their focus, especially as a small business, to be funnelled into other areas of their business to ensure it is a continued success. It's my belief that any local business needs support and especially those in the hospitality sector in villages like ours. All too often we see these businesses falling by the wayside and with them starts to go the community

aspect of these villages in my opinion, without strong business providing spaces for people to socialise. You don't have to look too far a field to neighbouring villages where this can be seen as evidence.

I wanted to let you know I fully support the application therefore and I hope that my points above illustrate the reasons why.

Finally, I wanted to ask where the meeting would be taking place on 8th November as that will impact on my ability to attend if required to do so, although I believe that this email should suffice as my requirement to attend in order to show support of the application.

Many thanks  
Tom Hodgson



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## LICENSING & APPEALS COMMITTEE PROCEDURE (Variation of Licence)

1. Following the election of a Chair of the Sub-Committee, the Chair will ask fellow councillors and officers to introduce themselves to those present and explain their roles for the purpose of the hearing.
2. The Chair will explain the procedure to be followed by the Sub-Committee, which will normally take the form of:
  - (a) The Licensing Officer(s) will present the relevant details, but make no recommendations regarding a decision on the application to the Sub-Committee, together with information regarding any details relevant to the application, which may have come to light since the report was written. Questions may then be put to the Officer(s), through and with the consent of the Chair.
  - (b) The applicant (licensee) or his/her representative can present his/her case, including calling any witnesses. Questions may then be put to the applicant, through and with the consent of the Chair.
  - (c) The other parties will present their case, but only where representations are unresolved. Responsible authorities (within the meaning of the legislation) will present their cases before interested parties. Questions may then be put to those persons, through and with the consent of the Chair.
  - (d) Before final submissions the Chair may seek clarification from any party during the hearing in response to issues raised in order for the Sub-Committee to make informed decision.
  - (e) The Licensing Officer(s) will be invited to sum up their case.
  - (f) The other parties will be invited to sum up their case.
  - (g) The applicant or his/her representative will be invited to sum up his/her case.
  - (h) The Sub-Committee will be invited to adjourn to come to its decision. Upon adjournment, all parties will withdraw, directly or through retirement of the Sub-Committee. The only colleagues who may remain with the Sub-Committee during its adjournment shall be the legal advisor and the Democratic Services Officer.
  - (i) Where the Sub-Committee has made a decision at the end of the hearing, all parties will be called back and informed orally of the decision of the Sub-Committee and any conditions made, with the reasons for those conditions.

3. The Council's constitution allows speakers 3 minutes in order to make their representations at Committee hearings. The Chair may allow more time if they consider it would help the Sub-Committee to hear all the evidence.
4. The Chair must allow equal time, in total, to both those for and against the application, For example if there are 10 speakers against given 3 minutes each, the applicant will be allowed 30 minutes to respond.
5. If a Ward Councillor wishes to speak at the Sub-Committee on behalf of residents they must inform the Democratic Services Officer prior to the hearing which residents they representing.