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Please ask for:  
Gurdip Paddan

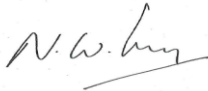
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10 December 2019

Dear Councillor

You are requested to attend a meeting of the WELWYN HATFIELD BOROUGH COUNCIL LICENSING SUB-COMMITTEE to be held on Thursday 19 December 2019 at 2.00pm in the Council Chamber, Council Offices, The Campus, Welwyn Garden City, Herts, AL8 6AE.

Yours faithfully



Corporate Director  
Public Protection, Planning and Governance

**AGENDA**  
**PART 1**

**PROCEDURE**

1. **APPOINTMENT OF CHAIRMAN**

To appoint a Chairman of the Sub-Committee for the meeting.

2. **DECLARATIONS OF INTERESTS BY MEMBERS**

To note declarations of Members' disclosable pecuniary interests, non-disclosable pecuniary interests and non-pecuniary interests in respect of items on the Agenda.

3. **APPLICATION FOR A PREMISES LICENCE FOR POINT ONE AFRICAN RESTAURANT 11-13 THE ARCADE HATFIELD AL10 0JY (Pages 5 - 38)**

Report of the Corporate Director (Public Protection, Planning and Governance) to consider an application for a premises licence.

Circulation: Councillors H.Bower, J.Cragg, C.Juggins

Officers           Principal Litigation Officer (A.Byrne)  
                      Environmental Health Team Leader (J.Hollingworth-Biggs)  
                      Licencing Officer (K.Payne)  
                      Licensing Enforcement Technician (D.Pennyfather)  
                      Governance Services Officer (Gurdip Paddan)

Press and Public (except Confidential Items)

**If you require any further information about this Agenda please contact Gurdip Paddan, Governance Services on 01707 357467 or email – [democracy@welhat.gov.uk](mailto:democracy@welhat.gov.uk)**

# Agenda Annex

## **LICENSING AND REGULATED ENTERTAINMENT HEARINGS PROCEDURE**

This is the procedure that the Council has adopted under the Licensing Act 2003 (Hearings) Regulations 2005 for all of its licensing hearings to achieve a consistent approach. The hearing is started by the Chairman stating that the Sub-Committee is considering. It is then explained to all the parties that this is a mixed quasi judicial and administrative function. The hearing will take the form of a discussion led by the authority. The strict rules of evidence will not apply although the rules will be observed to a great extent because this is considered to be the best way of presenting the evidence. Documentary or other information produced at the hearing may be taken into account with the consent of all the parties.

All parties will be given an equal maximum period of time to exercise their rights to make representations and provide supporting information to the Sub-Committee as provided for in this procedure. The Chairman will ask those appearing to speak concisely and only on the points that have been raised in the representations submitted. If several representations have been received on similar lines the parties will be invited to appoint a spokesperson. The Sub-Committee will seek to avoid hearing repetitious representations.

- (1) Once all the parties are present in the room and seated the Sub-Committee will enter and the hearing will be convened.
- (2) The Chairman will introduce the Sub-Committee and the Officers serving the Sub-Committee.
- (3) The applicant and/or his representative should confirm their identity to the Sub-Committee and that of any other person they have requested permission to appear, having given the requisite notice of their attendance before the hearing. The Sub-Committee will consider any request by a party for another person to appear at the hearing and such permission will not be unreasonably withheld.
- (4) The objectors and/or their representatives should confirm their identity to the Sub-Committee and that of any other person they have requested permission to appear, having given the requisite notice of their attendance before the hearing. The Sub-Committee will consider any request by a party for another person to appear at the hearing and such permission will not be unreasonably withheld.
- (5) The responsible authorities and/or their representatives should confirm their identity to the Sub-Committee and that of any other person they have requested permission to appear, having given the requisite notice of their attendance before the hearing. The Sub-Committee will consider any request by a party for another person to appear at the hearing and such permission will not be unreasonably withheld.
- (6) The Chairman will invite the Licensing Officer to present his report.
- (7) The applicant may then state their case, calling any witnesses they consider necessary, the requisite notice of their attendance having been given before the hearing. Cross-examination is only permitted if the Chairman considers it is required as part of the hearing.
- (8) With the Chairman's permission members may ask the applicant or their witnesses questions. These questions should be for further information or clarification.

- (9) The objectors then state their case calling any witnesses, the requisite notice of their attendance having been given before the hearing. Cross-examination is only permitted if the Chairman considers it is required as part of the hearing.
- (10) The members may ask the objectors or their witnesses questions. These questions should be for further information or clarification.
- (11) The objectors are then asked if they wish to make a final address to the Sub-Committee.
- (12) The applicant or representative is then given the same opportunity to address the Sub-Committee.
- (13) The Sub-Committee will then retire to consider the representations which have been made and to make its decision. The Sub-Committee will be accompanied by the Legal Adviser and Committee Manager.
- (14) A decision is then taken.
- (15) The Sub-Committee will then return to inform all the parties of the decision. Notice of the determination will be given in writing after the hearing. For certain applications the determination will be made within five working days of the hearing.

If any legal clarification is needed during the Sub-Committee's deliberations, the Legal Adviser will return to inform all the parties of the point considered, together with the advice given and will invite comment on that.

## COMMENTS

Should the Sub-Committee decide to grant a licence it may only add conditions or restrictions which are necessary for promoting the licensing objectives and which do not duplicate other statutory requirements. However, the powers to add conditions are confined by the fact that any condition or restriction must be reasonable. The Courts have ruled that a public body in a privileged position of being able to exercise its discretion in dealing with applications for licences and consents of various kinds, when coming to a decision, must exercise that discretion reasonably and fairly and relate it to the subject concerned. A public body is not at liberty to use its powers for an ulterior object, that is one which is not within the ambit or intended purpose of the statutory provision under which the power is exercised however desirable that object may seem in the public interest.

The Sub-Committee will disregard any information which is not relevant to the matter being considered.

The Sub-Committee may exclude all the parties and the public from a hearing or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing.

The Sub-Committee may require any person attending a hearing who in its opinion is behaving in a disruptive manner to leave the hearing.

WELWYN HATFIELD COUNCIL  
LICENSING SUB COMMITTEE  
REPORT OF THE LICENSING OFFICER  
REPORT TO LICENSING SUB COMMITTEE

HATFIELD CENTRALWARD

**GRANT OF A PREMISES LICENCE FOR POINT ONE AFRICAN RESTAURANT 11-13 THE ARCADE HATFIELD AL100JY**

**1 Summary of the Application**

<b>Premises Licence Holder(s)</b>
CHIDOZIE ONWUMECHILI
<b>Address of Premises</b>
POINT ONE AFRICAN RESTAURANT 11-13 THE ARCADE HATFIELD AL10 0JY

This committee report contains an application for the grant of a licence for Point One African Restaurant. A copy of the premises plan is shown in Appendix A.

The application is contained in Appendix B to this report

Summary of Application Received

An application has been received from the Applicant under the Licensing Act 2003 for a licence to, sell alcohol, have late night refreshment and recorded music. The hours applied for are 13.00- 23.30 Sunday-Wednesday and 13.00-03.00 Thursday to Saturday. It is a two unit restaurant situated in the town centre previously a coffee shop and then Incognito African restaurant prior to this application.

Schedule of Hours at Appendix C

**1.1 Unresolved representations**

There are two representations from responsible authorities.

One from the Police who feel that the application undermines the licensing objectives of Preventing Crime and Disorder and Public Safety. They are not satisfied that the operating schedule demonstrates control measures that will support the licensing objectives above. The proposed opening times are not appropriate for the use of a premises as a restaurant or the support of the licensing objectives. Their full concerns will be elaborated upon at the hearing and the main points are covered in their representation at Appendix D.

The second representation was from Environmental Health due to concerns relating to Public nuisance. This included the unsociable opening hours until 03.00, previous problems of noise disturbance under the previous owner. The full representation is at Appendix E.

There has been no response by the applicant to either of these representations to date.

### **Resolved representations**

The representations have not been successfully mediated prior to this hearing.

No observations have been received from any other responsible authority or any other person regarding this application.

## **2 Background**

The application submitted is for the grant of a premise licence by Chidozie Onwumechili for 11-13 The Arcade Hatfield. Mr Onwumechili applied for a premises licence originally in October 2019 but due to irregularities in the advertising requirement this application had to be rejected. A further application was made on 11<sup>th</sup> November 2019 which is the application before you. Mr Onwumechili was also granted his personal licence in September 2019 which means he is also able to be the Designated Premises Supervisor for this premises and therefore has day to day responsibility.

The application applied for is for a licence to run from grant until 11<sup>th</sup> November 2026.

## **3 Explanation**

3.1 The committee is obliged to determine this application for the grant of a premises licence for 11-13 The Arcade Hatfield. In determining the application the subcommittee must take account of the councils duty to promote the statutory licensing objectives namely:

- A) The prevention of Crime and Disorder
- B) Public Safety
- C) The Prevention of Public Nuisance
- D) The Protection of children from harm.

In making its decision, the committee is also obliged to have regard to the National Guidance and the Councils own Licensing Policy (Previously circulated).

## **4 Licensing Policy**

4.1 The sub committee will also wish to be aware of the Guidance issued under section 182 of the licensing Act 2003.

Guidance 9.37

As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular licensing objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on

their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits.

#### Guidance 9.42

Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

#### Guidance 9.43

The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

#### Guidance 9.44

Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

#### Guidance 10.10

The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided. For example, conditions should not be used to implement a general policy in a given area such as the use of CCTV, polycarbonate drinking vessels or identity scanners where they would not be appropriate to the specific premises. Conditions that are considered appropriate for the prevention of illegal working in premises licensed to sell alcohol or late night refreshment might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check is retained at the licensed premises. Licensing authorities and other responsible authorities should be alive to the indirect costs that can arise because of conditions. These could be a deterrent to holding events that are valuable to the community or for the funding of good and important causes. Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.

#### Guidance 10.13

The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions regarding licensed opening hours as part of the implementation of its licensing policy statement and licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.

- 4.2 The sub committee will also wish to be aware of Welwyn Hatfield Council Statement of Licensing Policy, which includes

#### **Licensing Hours**

- 27.1 Licensing hours should not inhibit the development of a thriving safe night-time local economy which is important for investment and employment locally and attractive to domestic and international tourists. We will expect applicants to consider whether conditions are necessary for applications in areas which have denser residential accommodation.
- 27.2 We will consider individual applications on their own merits. Fixed predetermined closing times for particular areas will not form part of the policy. Restriction on trading hours will be considered only where necessary to meet the licensing objectives. There will be a presumption to grant the hours requested unless there are objections to those hours raised by responsible authorities or the public on the basis of the licensing objectives.
- 27.3 The commercial demand for additional premises licences (as distinct from cumulative impact) will not be a matter for us as the licensing authority. These are matters for the local planning authority and market demand.
- 27.6 The Council operates an out of hours noise service based on the assessment of need. The nature and number of complaints are recorded and may be used when compiling reports for our licensing committee and sub committees.
- 27.7 Where relevant representations are made, the Council will consider the proposed hours on their individual merits. Notwithstanding this, the Council may require stricter conditions in areas that have denser residential accommodation to prevent public nuisance. The Council will endeavour to work with all parties concerned in such instances to ensure that adequate conditions are in place.

#### **5 Recommendation**

- 5.1 The committee must have regard to the application made and the evidence it hears. The sub-committee is therefore asked to determine the application.
- 5.2 In determining the application, the sub-committee may on behalf of the licensing authority, and having regard to the promotion of the licensing objectives, statute, guidance and policy decide on the following courses of action:
- a) To grant the licence as proposed.



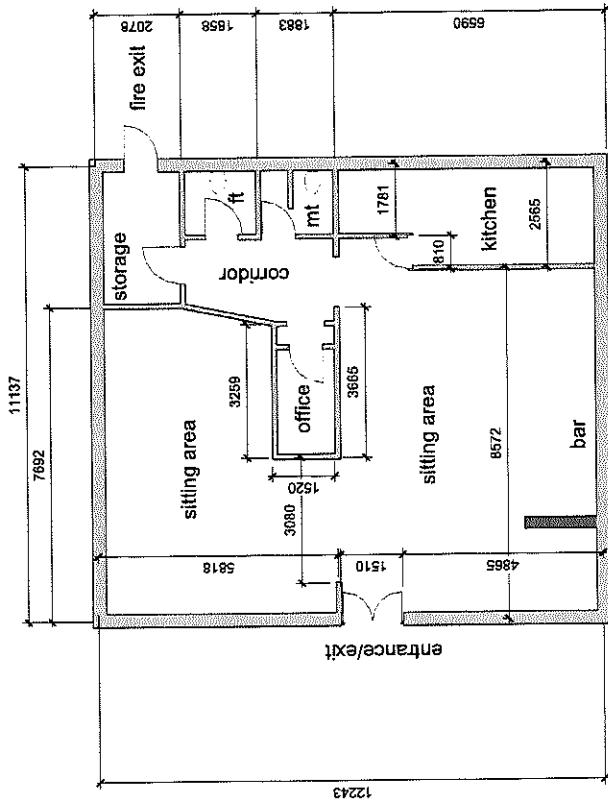
- b) To modify the conditions of the licence by altering or omitting or adding to them (and for this purpose the conditions of the licence are modified if any of them is altered or omitted or any new condition is added).
- c) To exclude any of the licensable activities to which the application relates.
- d) To refuse to specify a person in the licence as the designated premises supervisor.
- b) To reject the whole of the application or part of it.

7 **Appendices**

- a. Plan
- b. Premises Licence Application,
- c. Schedule of times and activities
- d. Police Representation
- e. Environmental Health representation

Kate Payne, Licensing Team Leader  
Date –27<sup>th</sup> November 2019

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

**I/we** CHIDOOZIE ONWUMECHILI

*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, Ordnance Survey map reference or description			
POINT ONE AFRICAN RESTAURANT 11 - 13 THE ARCADE, HATFIELD			
Post town	HATFIELD	Postcode	AL10 0JY

Telephone number at premises (if any)	01707 709446
Non-domestic rateable value of premises	£ 4300

**Part 2 - Applicant details**

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

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

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

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

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or a function discharged by virtue of Her Majesty's prerogative

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

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

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

**SECOND INDIVIDUAL APPLICANT** (if applicable) *NOT APPLICABLE*

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over		Please tick yes
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS** *NOT APPLICABLE*

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

Name
Address

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

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD MM YYYY

1	1	1	1	2	0	1	9
---	---	---	---	---	---	---	---

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

DD MM YYYY

1	1	1	1	2	0	2	6
---	---	---	---	---	---	---	---

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

IT IS A TWO (2) UNIT RESTAURANT SITUATED AT THE TOWN CENTRE. IT USED TO BE A FORMER COFFEE SHOP, FORMER INCOGNITO RESTAURANT AND NOW THE POINT ONE AFRICAN RESTAURANT.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend. NOT APPLICABLE

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

1. PLAYING OF RECORDED MUSIC
2. PROVISION OF LATE NIGHT REFRESHMENT



Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

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

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

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3) <i>NOT APPLICABLE</i>	Indoors	
Day	Start	Finish		Outdoors	
Mon	<i>NOT APPLICABLE</i>		<i>NOT APPLICABLE</i>	Please give further details here (please read guidance note 4)  <i>NOT APPLICABLE</i>	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			State any seasonal variations for performing plays (please read guidance note 5)  <i>NOT APPLICABLE</i>		
			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 6)  <i>NOT APPLICABLE</i>		

**B**

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	
Day	Start	Finish	Indoors	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

**NOT APPLICABLE**

**Please give further details here** (please read guidance note 4)

**NOT APPLICABLE**

**State any seasonal variations for the exhibition of films** (please read guidance note 5)

**NOT APPLICABLE**

**Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list** (please read guidance note 6)

**NOT APPLICABLE**

**NOT APPLICABLE**

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			NOT APPLICABLE
Tue			
Wed			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Thur			NOT APPLICABLE
Fri			
Sat			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sun			

**D**

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)  <i>NOT APPLICABLE</i>	Indoors		
Day	Start	Finish		Outdoors		
Mon	<i>NOT APPLICABLE</i>			<b>Please give further details here</b> (please read guidance note 4)  <i>NOT APPLICABLE</i>		
Tue						
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 5)  <i>NOT APPLICABLE</i>			
Thur						
Fri			<b>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</b> (please read guidance note 6)  <i>NOT APPLICABLE</i>			
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3) NOT APPLICABLE	Indoors		
Day	Start	Finish		Outdoors		
Mon	NOT APPLICABLE		<u>Please give further details here</u> (please read guidance note 4)  NOT APPLICABLE			
Tue						
Wed				<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)  NOT APPLICABLE		
Thur						
Fri				<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)  NOT APPLICABLE		
Sat						
Sun						

**F**

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	
Day	Start	Finish	Indoors	Outdoors
Mon	1 PM	11-30 PM	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Tue	1 PM	11-30 PM	<input type="checkbox"/>	<input type="checkbox"/>
Wed	1 PM	11-30 PM	<input type="checkbox"/>	<input type="checkbox"/>
Thur	1 PM	3 AM	<input type="checkbox"/>	<input type="checkbox"/>
Fri	1 PM	3 AM	<input type="checkbox"/>	<input type="checkbox"/>
Sat	1 PM	3 AM	<input type="checkbox"/>	<input type="checkbox"/>
Sun	1 PM	11-30 PM	<input type="checkbox"/>	<input type="checkbox"/>

**YES**

**PLEASE GIVE FURTHER DETAILS HERE (please read guidance note 4)**  
**RECORDED MUSIC WILL ONLY BE PLAYED INDOORS AT A VOLUME THAT DOES NOT CONSTITUTE A NUISANCE TO THE NEIGHBOUR**

**State any seasonal variations for the playing of recorded music (please read guidance note 5)**  
**NONE**

**Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)**  
**NONE**

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)  NOT APPLICABLE	Indoors	
Day	Start	Finish		Outdoors	
Mon				NOT APPLICABLE	
Tue					
Wed			<u>Please give further details here</u> (please read guidance note 4)  NOT APPLICABLE		
Thur			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)  NOT APPLICABLE		
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat			NOT APPLICABLE		
Sun					



H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing  <b>STRICTLY RECORDED MUSICAL PLAYED AT A VOLUME THAT WILL NOT DISTURB MY NEIGHBOURS.</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	1 PM	11.30 PM		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	1 PM	11.30 PM	<b>Please give further details here</b> (please read guidance note 4) <b>ALL ENTERTAINMENT IN THE PREMISES WILL BE INDOORS. I HAVE NO INTENTION TO UNDER TAKE ANY OUTDOOR ENTERTAINMENT.</b>		
Wed	1 PM	11.30 PM			
Thur	1 PM	3 AM	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri	1 PM	3 AM	<b>NONE</b>		
Sat	1 PM	3 AM	<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sun	1 PM	11.30 PM	<b>NONE</b>		

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	1 PM	11.30 PM	<u>Please give further details here</u> (please read guidance note 4) WE SHALL NOT SERVE ANY LATE NIGHT REFRESHMENTS OUTDOORS AT ANY POINT IN TIME.		
Tue	1 PM	11.30 PM			
Wed	1 PM	11.30 PM	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)  NONE		
Thur	1 PM	3 AM			
Fri	1 PM	3 AM	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)  NONE		
Sat	1 PM	3 AM			
Sun	1 PM	11.30 PM			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)		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 5)			
Mon	1 PM	11.30 PM	NONE			
Tue	1 PM	11.30 AM				
Wed	1 PM	11.30 PM				
Thur	1 PM	3 AM				
Fri	1 PM	3 AM				
Sat	1 PM	3 AM				
Sun	1 PM	11.30 PM				
			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)			
			NONE			

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

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

K

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

NO NE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	THERE ARE NO SEASONAL VARIATIONS.
Mon	1 PM	11.30 PM	
Tue	1 PM	11.30 PM	
Wed	1 PM	11.30 PM	
Thur	1 PM	3 AM	
Fri	1 PM	3 AM	
Sat	1 PM	3 AM	
Sun	1 PM	11.30 PM	
			<p><u>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 (please read guidance note 6)</u></p> <p>THERE ARE NO NON-STANDARD TIMINGS WHERE THE PREMISES WILL BE OPEN TO THE PUBLIC THAT IS DIFFERENT FROM THAT LISTED ON THE LEFT COLUMN.</p>

M

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

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

I WILL FULLY ABIDE WITH THE TERMS OF MY LICENCE.

I WILL WORK CLOSELY WITH THE LOCAL POLICE TO ENSURE THERE IS NO BREAKDOWN OF LAW & ORDER AT THE PREMISES.

I WILL INSTALL CCTV CAMERAS TO ENSURE THAT IN THE EVENT OF A CRIME, IT IS FULLY CAPTURED AND THE CULPRIT IS IDENTIFIED.

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

I WILL INSTALL CCTV ON THE PREMISES AND ENSURE THAT THERE IS AT LEAST TWO SECURITY GUARDS ON THE PREMISES. THE SECURITY GUARDS WILL BE PRESENT ON THURSDAY, FRIDAY AND SATURDAY NIGHTS.

**c) Public safety**

I INTEND TO ENSURE THAT THERE ARE SECURITY GUARDS ON THE PREMISES AND I WILL ALSO ALERT THE POLICE IF THERE IS ANY BREAKDOWN OF LAW AND ORDER.

I WILL INSTALL CCTV CAMERAS TO CAPTURE AND IDENTIFY THE PERPETRATOR OF ANY CRIME AT THE PREMISES.

**d) The prevention of public nuisance**

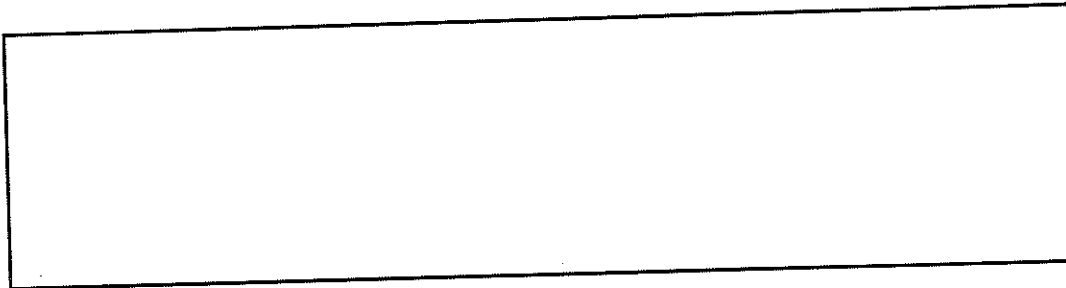
I WILL CALL THE POLICE IN THE EVENT OF ANY PUBLIC NUISANCE OR PUBLIC DISTURBANCE.

I WILL CERTAINLY NOT SELL ALCOHOL TO ANY UNDERAGE PERSON OR ANY BODY THAT IS DRUNK.

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

I WILL ENSURE THAT MY STAFF ARE WELL TRAINED TO KNOW WHO THEY CAN SELL ALCOHOL TO AND WHO THEY CANNOT SELL TO:

CHILDREN AND UNDERAGE WILL NOT BE ALLOWED INTO THE PREMISES LATE AT NIGHT OR UNSOCIAL HOURS.



**Checklist:**

**Please tick to indicate agreement**

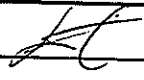
- I have made or enclosed payment of the fee. ✓
- I have enclosed the plan of the premises. ✓
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor,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

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

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

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

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
Signature	
Date	04/11/19
Capacity	OWNER/MANAGER/PROPRIETOR

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

Signature	
Date	
Capacity	

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

## Notes for Guidance

- 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.
- In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08:00 and 23:00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08:00 and 23:00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
    - a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08:00 and 23:00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent



## Point One African Restaurant 11-13 The Arcade Hatfield

Licensable Activities	Indoors / Outdoors / Both	Current / Applied for / granted	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Extr a Hou
Supply of Alcohol to a club member	Both	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	na	na	na	na	na	na	na	na
		Granted								
Sale of Alcohol	Both	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	1300-23.30	1300-23.30	13.00-23.30	1300-0300	1300-0300	1300-0300	13.00-23.30	na
		Granted								
Recorded Music.	Indoors	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	1300-23.30	1300-23.30	13.00-23.30	1300-0300	1300-0300	1300-0300	13.00-23.30	na
		Granted								
Live Music.	Indoors	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	na	na	na	na	na	na	na	na
		Granted								
Performances of Dance.	Indoors	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	na	na	na	na	na	na	na	na
		Granted								
Anything of a similar description to the above.	Indoors	<b>Current</b>	na	na	na	na	na	na	na	na
		Applied for	1300-23.30	1300-23.30	13.00-23.30	1300-0300	1300-0300	1300-0300	13.00-23.30	na
		Granted								
Late Night Refreshment	Indoors	<b>Current</b>	na	na	na	na	na	na	na	
		Applied for	1300-23.30	1300-23.30	13.00-23.30	1300-0300	1300-0300	1300-0300	13.00-23.30	na
		Granted								
Opening Hours	Indoors	<b>Current</b>								
		Applied for	1300-23.30	1300-23.30	13.00-23.30	1300-0300	1300-0300	1300-0300	13.00-23.30	na
		Granted								

**Additional notes / Details**

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Section 14(2) of the Licensing Act 2003 (Hearings) Regulations provides the grounds for exemption

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