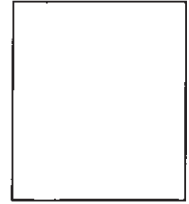




SHEFFIELD CITY COUNCIL Licensing Sub Committee Report



Report of: Chief Licensing Officer, Head of Licensing

Date: 15th November 2016

Subject: Licensing Act 2003

Author of Report: Clive Stephenson

Summary: To consider objections in relation to an application for a Temporary Event Notice.

Melt 141 West Street Sheffield S1 4EW

Recommendations: That members carefully consider the representations made and take such steps, as the Sub Committee consider necessary for the promotion of the Licensing Objectives.

Background Papers: Attached documents

Category of Report: OPEN

REPORT OF THE CHIEF LICENSING OFFICER
HEAD OF LICENSING TO THE LICENSING COMMITTEE

Ref No 135/16

LICENSING ACT 2003

Hearing to consider a notice of objection to a Temporary Event Notice.

Melt – 141 West Street Sheffield S1 4EW

1.0 PURPOSE OF REPORT

1.1 To consider a notice of objection submitted by Environmental Protection Services relating to a temporary event notice for the premises known as Melt 141 West Street Sheffield S1 4EW

2.0 THE TEMPORARY EVENT NOTICE

2.1 The proposed premises user is Mr Mohammed Tafique.

2.2 The temporary event notice, which was received on 4th November 2016, along with the current copy of the premises licence is attached to this report labelled Appendix 'A'.

2.3 The event are as follows;

Private Party – using the whole venue

2.4 The licensable activities intended to be carried on at the premises are:

- The sale by retail of alcohol for consumption on the premises
- The provision of regulated entertainment

3.0 REASONS FOR REFERRAL

3.1 A notice was submitted by Environmental Protection Services on 8th November 2016, objecting to the temporary event notice. The notice of objection is attached at Appendix 'B'.

3.2 The applicant and the objector from 3.1 have been invited to attend the hearing. Copies of the front page of the notices are attached to this report labelled Appendix 'C'.

4.0 FINANCIAL IMPLICATIONS

4.1 There are no specific financial implications arising from this application. However, additional costs may be incurred should the matter go to appeal. In such an eventuality it may not be possible to recover all these costs. The impact of these additional costs (if any) will be kept under review and may be subject of a further report during the year.

5.0 THE LEGAL POSITION

- 5.1 A Chief Police Officer or Environmental Protection Service of the Local Authority may object to a Temporary Event Notice.
- 5.2 Where such an objection is received, the relevant licensing authority must –
- (a) hold a hearing to consider the objection notice, unless the premises user, the Chief Police Officer / Environmental Protection Service who gave the objection notice and the authority agree that a hearing is unnecessary, and
 - (b) having regard to the objection notice, give the premises user a counter notice under this section if it considers it necessary for the promotion of the relevant licensing objective to do so."

6.0 HEARINGS REGULATIONS

- 6.1 Regulations governing hearings under the Licensing Act 2003 have been made by the Secretary of State.
- 6.2 The Licensing Authority has provided all parties with the information required in the Regulations to the 2003 Act as set out at Appendix 'D'.
- 6.3 Attached at Appendix 'D' is the following: -
- a) a copy of the Notice of Hearing;
 - b) the rights of a party provided in Regulations 15 and 16;
 - c) the consequences if a party does not attend or is not represented at the hearing
 - d) the procedure to be followed at the hearing.

7.0 APPEALS

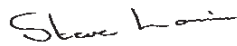
- 7.1 The Licensing Act 2003 section 181 and Schedule 5 makes provision for appeals to be made by the premises user and the chief officer of Police against decisions of the Licensing Authority, to the Magistrates' Court.

8.0 RECOMMENDATIONS

- 8.1 That members carefully consider the representations made and take such steps, as the Committee consider necessary for the promotion of the public nuisance objective.

9.0 OPTIONS OPEN TO THE COMMITTEE

- 9.1 To acknowledge the temporary event notice, allowing the event to go ahead on the proposed date as per the application
- 9.2 To acknowledge the temporary event notice, allowing the event to go ahead on the proposed date with conditions
- 9.3 To give the premises user a counter notice if it considers it necessary for the promotion of the Licensing Objectives.



Stephen Lonnia,
Chief Licensing Officer,
Head of Licensing
15/11/16

Appendix A

The Application

Temporary Event Notice - WITH Alcohol

Event Notice : TEN1495

LOCAL AUTHORITY

Sheffield
City Council



Licensing Service
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD
Tel: 0114 2734264
Email: licensing@sheffield.gov.uk
Website: www.sheffield.gov.uk/licensing

NAME & ADDRESS OF PERSON SERVING NOTICE

Mohammed TAFIQUE
88 Wake Road
Sheffield
S Yorkshire
S7 1HG

NAME & ADDRESS OF PREMISES WHERE THE EVENT IS TO TAKE PLACE

Melt (fka Jacosa)
141 West Street
Sheffield
South Yorkshire
S1 4EW

EVENT DETAILS

COMMENCES : Saturday 10 December 2016 **EXPIRES :** Saturday 10 December 2016

HOURS OF EVENT	TIME FROM	TIME TO	ADDITIONAL DETAILS
Saturday	6:00am	11:30am	

NATURE OF EVENT : Private Party

APPROVED LICENSABLE ACTIVITIES:

The sale by retail of alcohol for consumption ON the premises
The provision of regulated entertainment

MAXIMUM CAPACITY : 200

AREA IN WHICH THE EVENT WILL TAKE PLACE :

Whole of Premises

GUIDANCE NOTES FOR

TEMPORARY EVENTS NOTICES (TEN's)

LD

Please read this guidance and refer to the notes at the end of the form carefully before submitting your notice

A temporary event notice allows a premises/property to be used for short-term licensable activities, e.g. the sale of alcohol or regulated entertainment, subject to certain conditions.

2/11/11

146682

Restrictions on TEN's

64226

TEN's can be used to authorise: small-scale ad hoc events for no more than 499 people at any one time

Cash + Sene

- Each event covered by a TEN can last no longer than 168 hours (i.e. 7 days)
- No more than 15 TENs can be given for the same premises in any year
- A maximum aggregate duration of the periods covered by TENs at any individual premises of 21 days in any year
- If the event taking place begins before midnight and continues into the following day this will count as 2 days against the maximum aggregate of 21 days.
- There must be a minimum of 24 hours between events notified by a premises user or associates of that premises user in respect of the same premises

PLEASE NOTE:

The criteria above must be met for the event to go ahead. South Yorkshire Police, the Environmental Protection Service or the Health Protection Service may wish to object on the grounds of one of the licensing objectives. Should an objection be received, your application will be considered by the Licensing Committee.

YOUR responsibility as the premises user to ensure the safety of the public that attend the event.

In order to assist the chief officer of police in deciding if any crime prevention issues are likely to arise, please refer to the attached sheet entitled "Your Event".

PLANNING INFORMATION:

It should be noted that giving a temporary event notice does not relieve the premises user from any requirements under planning law. E.g., a temporary event notice given to allow alcohol, music and dancing to take place at a premises until 1am will not override a planning restriction that prevents the premises from being open after 11pm.

Licensing Service
Block C, Staniforth Road Depot,
Staniforth Road,
Sheffield, S9 3HD

Tel: 0114 2734264
Fax: 0114 2734073
Email: licensing@sheffield.gov.uk
Reception Open Mon - Fri 10am until 4pm



Notice Periods

You must give sufficient notice to all parties under the Act for your event to be able to go ahead.

'Standard Notices' these are notices submitted **10 clear working days** before the day of the event (do not count the day of the event or the day of submission).

'Late Notices' these are notices submitted not later than 5 clear working days, but no earlier than 9 clear working days before the day of the event (do not count the day of the event or the day of submission).

The legislation allows for a personal licence holder to submit **50 TEN's** in any calendar year and non-personal licence holders to submit **5 TEN's** in any calendar year.

Within these limits, 10 of these TEN's can be 'late notices' if you are a personal licence holder and 2 of these TEN's can be 'late notices' for a non-personal licence holder.

To apply for a TEN you **must**:

- give notice to the Licensing Service by completing the attached application form and sending it to the address below
- send a copy of the application to South Yorkshire Police, the Environmental Protection Service and the Health Protection Service at the address below
- submit a fee of £21 to the Licensing General Section. All cheques must be made payable to Sheffield City Council.

Please send one completed application form, supporting information and fee, within the timescales specified above to:

The Licensing Authority
Sheffield City Council
Licensing Service
Block C, Staniforth Road Depot,
Staniforth Road, Sheffield, S9 3HD

With one copy of the application and supporting information to each of the following:

South Yorkshire Police	Environmental Protection	Health Protection
The Licensing Team 1 st Floor, Attercliffe Police Station 60 Attercliffe Common Sheffield, S9 2AD	Information Officer (Licensing) Sheffield City Council 2-10 Carbrook Hall Road Sheffield S9 2DB	Information Officer (Licensing) Sheffield City Council 2-10 Carbrook Hall Road Sheffield S9 2DB

**NONE OF THE ABOVE AUTHORITIES HAVE ANY
DISCRETION TO ACCEPT APPLICATIONS OUTSIDE ANY
OF THE RESTRICTIONS SET OUT IN THIS GUIDANCE**

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YOUR EVENT

In order to assist us in deciding if any crime prevention issues are likely to arise from your event, please ensure that you fully complete all details below that are applicable – please state "N/A" if it is not applicable.

You may be contacted for further information which you have provided on this form.

If you are using a promoter for the event please provide the following details:

Full name of Promoter including DJ names –

Does the Promoter hold any qualifications? (for example BIAB award) – please list below-

Contact details for Promoter- landline tel no - mobile tel no-

Is the event being advertised on any social network? **YES/NO**

if the answer is YES please detail which social networking sites –

Is the event ticketed? **YES/NO**

If the answer is YES please detail the places where the tickets are being sold-

What type of music will be played?

commercial

Approximately how many people do you anticipate attending the event?

200

Are you expecting to employ Security Industry Authority (SIA) door staff for the event? **YES/NO**

If the answer is YES please detail which Security Firm you will be using including the name and a lead contact and phone no-

Will a knife arch/wands be used at the event? **YES/NO**

Licensing Service
Block C, Staniforth Road Depot,
Staniforth Road,
Sheffield, S9 3HD

Tel: 0114 2734264
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Temporary Event Notice

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

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. Your name			
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	TAFIQUE		
Forenames	MOHAMMED		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth	Day	Month	Year
4. Your place of birth	NB63826SD		
5. National Insurance Number	10/4/64		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
88 WAKE ROAD			
Post town	SHEFFIELD		Postcode
S7 1HG			
7. Other contact details			
Telephone numbers			
Daytime			
Evening (optional)			
Mobile (optional)		07455006594 / 07939560638	
Fax number (optional)			
E-Mail address (if available)			
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)			
Post town		Postcode	
9. Alternative contact details (if applicable)			
Telephone numbers:			
Daytime			
Evening (optional)			
Mobile (optional)			
Fax number (optional)			
E-Mail address (if available)			

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)

141, WEST STREET
SHEFFIELD S1 4EW

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

SY1171PR

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)

Whole of Premises

Please describe the nature of the premises below. (Please read note 4)

PRIVATE party

Please describe the nature of the event below. (Please read note 5)

PRIVATE party ~~for~~

Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)

The sale by retail of alcohol



The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club



The provision of regulated entertainment



The provision of late night refreshment



Are you giving a late temporary event notice? (Please read note 7)



Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)

10th December 2016

Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)

6am to 11.30am

Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)

200

If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)

On the premises only



Off the premises only



Both



Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment. (Please read note 12)

6am to 11.30am (10th December 2016)

Do you currently hold a valid personal licence? (Please tick)		Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.			
Issuing licensing authority	SHEFFIELD City Council		
Licence number	SY06315per		
Date of issue	26th September 2016		
Date of expiry			
Any further relevant details			

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>


Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	<input type="checkbox"/>
Signed the declaration in Section 9 below	<input type="checkbox"/>

Condition 3
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.


Declaration
The information contained in this form is correct to the best of my knowledge and belief.

I understand that it is an offence:
(i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.

Signature	
Date	03/11/16
Name of Person signing	MuHAMMED TARIQ

For completion by the licensing authority

I acknowledge receipt of this temporary event notice.

Signature	 On behalf of the licensing authority
Date	03.11.16
Name of Officer signing	L Delamore

NOTES

General

In these notes, a person who gives a temporary event notice is called a "premises user".

The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 7 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person may give a late temporary event notice (10 times per year for a personal licence holder and 2 times per year for other people);
- the number of times a temporary event notice may be given in respect of any particular premises (15 times in a calendar year);
- the length of time a temporary event may last for these purposes (168 hours or 7 days);
- the maximum aggregate duration of the periods covered by temporary event notices at any individual premises (21 days per calendar year); and
- the scale of the event in terms of the maximum number of people attending at any one time (a maximum of 499).

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. The limits applying to late temporary event notices are included within the overall limits applying to the total number of temporary event notices. Note 15 below sets out the definition of an "associate".

When permitted temporary activities take place, a premises user must ensure that either:

- a copy of the temporary event notice is prominently displayed at the premises; or
- the temporary event notice is kept at the premises either in his own custody or in the custody of a person present and working at the premises and whom he has nominated for that purpose.

Where the temporary event notice is in the custody of a nominated person, a notice specifying that fact and the position held by that person must be displayed prominently at the premises.

Where the temporary event notice or a notice specifying the nominated person is not displayed, a constable or an authorised person (for example, a licensing officer, fire officer or environmental health officer) may require the premises user to produce the temporary event notice for examination. Similarly, where the nominated person has the temporary event notice in his custody, a constable or authorised person may require that person to produce it for examination. Failure to produce the temporary event notice without reasonable excuse would be an offence.

It should also be noted that the following, among other things, are offences under the Licensing Act 2003:

- the sale or supply of alcohol to children under 18 years of age (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- allowing the sale of alcohol to children under 18 (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- knowingly allowing the consumption of alcohol on the premises by a person aged under 18 (maximum fine on conviction is a fine not exceeding level 5 on the standard scale, currently £5,000);
- allowing disorderly behaviour on the premises (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);
- the sale of alcohol to a person who is drunk (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);
- obtaining alcohol for a person who is drunk (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000);
- knowingly allowing a person aged under 18 to make any sale or supply of alcohol unless the sale or supply has been specifically approved by the premises user or any individual aged 18 or over who has been authorised for this purpose by the premises user (maximum fine on conviction is a fine not exceeding level 1 on the standard scale, currently £200); and
- knowingly keeping or allowing to be kept on the premises any smuggled goods which have been imported without payment of duty or which have otherwise been unlawfully imported (maximum fine on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000).

In addition, where the premises are to be used primarily or exclusively for the sale or supply of alcohol for consumption on the premises, it is an offence to allow children under 16 to be present when the premises are open for that purpose unless they are accompanied by an adult. In the case of any premises at which sales or supplies of alcohol are taking place at all, it is an offence for a child under 16 to be present there between the hours of midnight and 5am unless accompanied by an adult. In both instances, the penalty on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000.

Note 1

A temporary event notice may only be given by an individual and not, for example, by an organisation or club or business. The individual giving the notice is the proposed "premises user". Within businesses, clubs or organisations, one individual will therefore need to be identified as the proposed premises user.

If you include an e-mail address in section 1(7) or 1(9), the licensing authority may send to this the acknowledgement of receipt of your notice or any notice or counter notice it is required to give under sections 104A, 106A or 107 of the Licensing Act 2003.

Note 2

For the purposes of the Licensing Act 2003, "premises" means any place. Premises will therefore not always be a building with a formal address and postcode. Premises can include, for example, public parks, recreation grounds and private land.

If a premises licence or club premises certificate has effect in relation to the premises (or any part of the premises) which you want to use to carry on licensable activities, it is possible that any conditions which apply to the licence or certificate may be imposed on the temporary event notice if certain

and the licensing authority decides:

- not to give a counter notice under section 105 of the Licensing Act 2003;
- the conditions apply to the licence or certificate; and
- the imposition of the conditions on the notice would not be inconsistent with the carrying on of the licensable activities under the notice.

Note 3

A temporary event notice can be given for part of a building, such as a single room or a plot within a larger area of land. You should provide a clear description of the area in which you propose to carry on licensable activities. This is important as any licensable activities conducted outside the area of the premises protected by the authority of this temporary event notice would be unlawful and could lead to prosecution.

In addition, when holding the proposed event, the premises user would need to be able to restrict the number of people on the premises at any one time when licensable activities are taking place to less than 500. If more than 499 are on the premises when licensable activities are being carried on, the licensable activities would be unlawful and the premises user would be liable to prosecution. The maximum figure of 499 includes, for example, staff, organisers, stewards and performers.

Note 4

A description of the nature of the premises assists the chief officer of police and local authority exercising environmental health functions in deciding if any issues relating to the licensing objectives are likely to arise. You should state clearly that the premises to be used are, for example, a public house, a restaurant, an open field, a village hall or a beer tent.

Note 5

A description of the nature of the event similarly assists the chief officer of police and local authority exercising environmental health functions in making a decision as to whether or not to make an objection. You should state clearly that the event taking place at the premises would be, for example, a wedding with a pay bar, the supply of beer at a particular farmers' market, a discotheque, the performance of a string quartet, a folk group or a rock band.

Note 6

The licensable activities are:

- the sale by retail of alcohol;
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of a club;
- the provision of regulated entertainment; and
- the provision of late night refreshment.

Please refer to Schedules 1 and 2 to the Licensing Act 2003 for fuller details of the definitions and exemptions relating to regulated entertainment and late night refreshment.

Regulated entertainment, subject to specified conditions and exemptions, includes:

- (a) a performance of a play;
- (b) an exhibition of a film;
- (c) an indoor sporting event;
- (d) a boxing or wrestling entertainment;
- (e) a performance of live music;
- (f) any playing of recorded music;
- (g) a performance of dance; and
- (h) entertainment of a similar description to that falling within (e), (f) or (g).

If you are uncertain whether or not the activities that you propose are licensable, you should contact your licensing authority for further advice.

Note 7

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event in relation to which the notice is given. A late notice given later than 5 working days before the event to which it relates will be returned as void and the activities described in it will not be authorised.

The number of late notices that can be given in any one calendar year is limited to 10 for personal licence holders and 2 for non-personal licence holders. These count towards the total number of temporary event notices (i.e. 50 temporary event notices per year for personal licence holders and 5 temporary event notices for non-personal licence holders).

If there is an objection from either the police or local authority exercising environmental health functions, the event will not go ahead and a counter notice will be issued.

Note 8

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

Note 9

You should state here the times during the event period, for example 48 hours, when you intend to carry on licensable activities. For example, you may not intend to carry on licensable activities throughout the entire 48 hour event period, and may intend to sell alcohol between 8.00 hrs and 23.00 hrs on each of the two days.

Note 10

No more than 499 may be on the premises for a temporary event at any one time when licensable activities are being carried on. If you intend to have more than 499 attending the event, you should obtain a premises licence for the event. Your licensing authority should be able to advise you. The maximum figure of 499 includes not only the audience, spectators or consumers but also, for example, staff, organisers, stewards and performers who will be present on the premises.

Note 11

If you indicate that alcohol will be supplied only for consumption on the premises, you would be required to ensure that no person leaves the premises with alcohol supplied there. If such a supply takes place, the premises user may be liable to prosecution for carrying on an unauthorised licensable activity. Similarly, if the premises user gives notice that only supplies of alcohol for consumption off the premises will take place, he/she must ensure that alcohol supplied is not consumed on the premises. The premises user is free to give notice that he/she intends to carry on both types of supplies. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 12

Relevant entertainment is defined in the Local Government (Miscellaneous Provisions) Act 1982 ("the 1982 Act") as *any live performance or any live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means)*. Relevant entertainment therefore includes, but is not limited to, lap dancing and pole dancing.

The 1982 Act requires premises which provide relevant entertainment to be licensed under that Act for this purpose. Premises at which there have not been more than eleven occasions on which such entertainment has been provided within a period of 12 months, no such occasion has lasted for more than 24 hours and there has been a period of at least one month between each such occasion are exempt from the requirement to obtain a licence under the 1982 Act. Such premises are likely instead to require an authorisation under the Licensing Act 2003 to be used for such activities as these are a licensable activity (the provision of regulated entertainment – see note 6 above). A temporary event notice may be given for this purpose.

Note 13

The holder of a valid personal licence issued under the Licensing Act 2003 may give up to 50 temporary event notices in any calendar year subject to the other limitations in the 2003 Act. A proposed premises user who holds such a licence should give the details requested.

Note 14

As stated under Note 13, a personal licence holder (issued under the Licensing Act 2003) may give up to 50 temporary event notices (including 10 late notices) in any calendar year. An individual who does not hold a personal licence may only give 5 temporary event notices (including 2 late notices) in England and Wales in any calendar year. A calendar year is the period between 1st January to 31st December inclusive in any year.

If an event straddles two calendar years, it will count against the limits on temporary event notices (12 for each premises, 21 days for each premises, 50 per personal licence holder and 5 for non-holders) for each year. However, only one notice needs to be given.

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. Note 15 below sets out the definition of an "associate".

If a temporary event notice has been given for the same premises, by the same premises user, and would have effect within 24 hours before the start of the event period under the current proposal or within 24 hours after the end of that period, the temporary event notice given would be void and any licensable activities carried on under it would therefore be unlicensed.

For the purposes of determining whether or not the required gap of 24 hours is upheld, temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count as if they had been given by the premises user. Note 15 below sets out the definition of an "associate".

Note 15

An "associate" of the proposed premises user is:

- a. the spouse or civil partner of that person;
- b. a child, parent, grandchild, grandparent, brother or sister of that person;
- c. an agent or employee of that person; or
- d. the spouse or civil partner of a person within (b) or (c).

For these purposes, a person living with another as that person's husband or wife is to be treated as that person's spouse.

Note 16

It is a requirement that you send at least one copy of this notice to the licensing authority at least ten working days (or five working days for a late notice) before the commencement of the proposed licensable activities. The authority will give you written acknowledgement of the receipt of the notice. This will be important proof that you gave the notice and when you gave it for the purposes of the Act. Some premises may be situated in two licensing authority areas, for example, where a building or field straddles the local authority boundary. Where this is the case, at least one copy of the notice must be sent to each of the licensing authorities identified, together with the appropriate fee in each case. In such circumstances, you will receive acknowledgements from all the relevant licensing authorities.

One copy must be sent to each of the chief officer of police and the local authority exercising environmental health functions for the area in which the premises is situated at least ten working days for a standard notice (or five working days for a late notice) before the commencement of the proposed licensable activities. Where the premises are situated in two police areas or environmental health areas, a further copy will need to be sent to the further police force and local authority exercising environmental health functions.

Note 17

Under the Licensing Act 2003, all temporary event notices are given subject to a mandatory condition requiring that where the licensable activities involve the supply of alcohol, all such supplies must be made by or under the authority of the named premises user. If there is a breach of this condition, the premises user and the individual making the supply in question would be liable to prosecution. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

Note 18

It is an offence knowingly or recklessly to make a false statement in, or in connection with, a temporary event notice. (A person is to be treated as making a false statement if he produces, furnishes, signs or otherwise makes use of a document that contains a false statement.) To do so could result in prosecution and a fine not exceeding level 5 on the standard scale.

Note 19

You should not complete section 10 of the notice, which is for use by the licensing authority. It may complete this section as one means of giving you written acknowledgement of its receipt of the notice.

Appendix B

Objection – Environmental Protection
Services

 B1
Delamore Lindsey

From: Round Jonathan
Sent: 08 November 2016 17:38
To: eltonsula@live.co.uk; tafique@hotmail.co.uk; licensingservice
Cc: Delamore Lindsey
Subject: 141 WEST ST S1 - Temporary Event Notice (TEN) - 10 DEC 2016
Attachments: DOC041116-04112016121026.pdf

Importance: High

I write with reference to the TEN for 10/12/2016 for the above premises.

I make the following representation as Sheffield City Council's Responsible Authority for the Prevention of Public Nuisance.

My Service objected to the recent application to vary the Premises Licence for this venue, which was to extend the hours for licensable activities at the premises. The application was withdrawn so there was no committee hearing. The hours applied for on this Temporary Event Notice far exceed those which were applied for in the variation.

The reasons for my objection are that the hours applied for, 06:00-11:00hrs are likely to result in a public nuisance affecting both the residential accommodation formed above the premises, and other adjacent residential accommodation. This increased likelihood is because of:

- the sensitivity of the residential use above to high levels of noise;
- the poor quality of the sound insulation provided by the building envelope (in particular the retractable glazed frontage);
- the hours applied for are in the early hours of the morning after the premises and those surrounding have finished trading, so the disturbance of people arriving, and having a smoking break outside the premises during the event is likely to create additional patron noise outside the premises.

I therefore object to the Temporary Event Notice as it currently stands.

Regards,

Jon.

Jonathan Round
Environmental Health Officer
Sheffield City Council
Environmental Protection Service
5th Floor (North)
Howden House
1 Union Street
Sheffield
S1 2SH

Tel +44 (0)114 273 4658/ 07887 641 266
Fax +44 (0)114 273 6464

Visit us at: <http://www.sheffield.gov.uk/environment/environmental-health>

Appendix C

Hearing Notices / Regulations / Procedures

**Notice of hearing of representations
in respect of the following application:
Application for a Temporary Event Notice**

Mr Mohammed Tafique
88 Wake Road
Sheffield
S7 1HG

Tafique64@gmail.com

The Sheffield City Council being the licensing authority, on the 4th November 2016 received your application in respect of the premises known as;

Melt 141 West Street Sheffield S1 4EW

During the consultation period, the Council received objections from the following authorities/interested parties on the likely effect of this application and on the promotion of the licensing objectives, should it be granted;

Sheffield City Council Environmental Protection Services

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 15th November 11.45 am.**

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) Your response to the representations made, upon which you may ask and be asked questions by the parties to the hearing.
- 2) You may also be asked questions by the parties to the hearing, relating to your application.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD** within five (5) working days before the day or the first day on which the hearing is to be held.

Dated: 9th November 2016

Signed: Clive Stephenson
The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council, Block C Staniforth Road Depot Staniforth Road Sheffield S9 3HD.

Right of attendance, assistance and representation

15. Subject to regulations 14(2) and 25, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified.

Representations and supporting information

16. At the hearing a party shall be entitled to –
- (a) in response to a point upon which the authority has given notice to a party that it will want clarification under regulation 7(1)(d), give further information in support of their application, representations or notice (as applicable),
 - (b) if given permission by the authority, question any other party; and
 - (c) address the authority

Failure of parties to attend the hearing

20. – (1) If a party has informed the authority that he does not intend to attend or be represented at a hearing, the hearing may proceed in his absence.
- (2) If a party who has not so indicated fails to attend or be represented at a hearing the authority may:–
- (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date, or
 - (b) hold the hearing in the party's absence.
- (3) Where the authority holds the hearing in the absence of a party, the authority shall consider at the hearing the application, representations or notice made by that party.
- (4) Where the authority adjourns the hearing to a specified date it must forthwith notify the parties of the date, time and place to which the hearing has been adjourned.

Procedure at hearing

21. Subject to the provisions of the Regulations, the authority shall determine the procedure to be followed at the hearing.
22. At the beginning of the hearing, the authority shall explain to the parties the procedure which it proposes to follow at the hearing and shall consider any request made by a party under regulation 8(2) for permission for another person to appear at the hearing, such permission shall not be unreasonably withheld.
23. A hearing shall take the form of a discussion led by the authority and cross-examination shall not be permitted unless the authority considers that cross-examination is required for it to consider the representations, application or notice as the case may require.
24. The authority must allow the parties an equal maximum period of time in which to exercise their rights provided for at regulation 16.
25. The authority may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may –
- (a) refuse to permit that person to return, or
 - (b) permit him to return only on such conditions as the authority may specify,
- but such a person may, before the end of the hearing, submit to the authority in writing any information which they would have been entitled to give orally had they not been required to leave.

Form LAR 1
Regulation 8

Notice of actions following receipt of notice of hearing

To **Licensing Service,
Sheffield City Council
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD**

I **Mr M Tafique**

Of **44 Wake Road
Sheffield
S7 1HG**

EMAIL: tafique64@gmail.com

hereby confirm that I have received the Notice of Hearing dated **9th November 2016** and notify you as follows **(please complete)**:

I intend to attend the hearing at **11:45 hours on Tuesday 15th November 2016**

I do not intend to attend the hearing

I intend to be represented at the hearing by:

I consider the hearing to be unnecessary because:
.....

I request thatshould appear at the hearing and set out below the point or points on which this person may be able to assist the authority in relation to this application, representations or notice of the party making the request.

Dated: **Signed**.....

Please see Regulation 8 overleaf

Please complete this form and return it to:
Licensing Service, Sheffield City Council, Block C Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD.

**Notice of hearing of representations
in respect of the following application:
Application for a Temporary Event Notice**

Jonathan Round
Environmental Protection Service
Sheffield City Council
2 -10 Carbrook Hall Road
Sheffield
S9 2DB

jonathan.round@sheffield.gov.uk

The Sheffield City Council being the licensing authority, on the **4th November 2016** received an application in respect of the premises known as;

Melt 141 West Street Sheffield S1 4EW

During the consultation period, the Council received representations from the following;

- **Sheffield City Council Environmental Service**

on the likely effect of this application on the promotion of the licensing objectives, should it be granted.

The Council now **GIVES YOU NOTICE** that representations will be considered at a hearing to be held in a meeting room at Sheffield City Council, The Town Hall, Pinstone Street, Sheffield S1 2HH, on **Tuesday 15th November 2016 at 11.45am**

The documents which accompany this notice are the relevant representations which have been made, as defined in Section 35(5) of the Act.

The particular points on which the Council considers that it will want clarification at the hearing from a party are as follows:

- 1) The representations you have made with reference to these particular premises and the four core objectives.
- 2) You may also be asked questions by the parties to the hearing, relating to your representations.

Please complete the attached form LAR1 and return it to: **Licensing Service, Sheffield City Council, Block C, Staniforth Road Depot, Staniforth Road, Sheffield, S9 3HD, within (5) working days before the day or the first day on which the hearing is to be held.**

Dated: 9th November 2016

Signed: Clive Stephenson
The officer appointed for this purpose
Licensing Officer

Please address any communications to: Licensing Service, Sheffield City Council Block C, Staniforth Road Depot Staniforth Road Sheffield S9 3HD.

Regulation 8

- (1) A party shall give to the authority within the period of time provided for in the following provisions of this regulation a notice stating –
- (a) whether he intends to attend or be represented at the hearing;
 - (b) whether he considers a hearing to be unnecessary
- (2) In a case where a party wishes any other person (other than the person he intends to represent him at the hearing) to appear at the hearing, the notice referred to in paragraph (1) shall contain a request for permission for such other person to appear at the hearing accompanied by details of the name of that person and a brief description of the point or points on which that person may be able to assist the authority in relation to the application, representations or notice of the party making the request.
- (3) In the case of a hearing under –
- (a) section 48(3)(a) (cancellation of interim authority notice following police objection), or
 - (b) section 105(2)(a) (counter notice following police objection to temporary event notice),

the party shall give the notice no later than one working day before the day or the first day on which the hearing is to be held.

- (4) In the case of a hearing under –
- (a) section 167(5)(a) (review of premises licence following closure order),
 - (b) paragraph 4(3)(a) of Schedule 8 (determination of application for conversion of existing licence), paragraph 16(3)(a) of Schedule 8 (determination of application for conversion of existing club certificate)
 - (c) paragraph 26(3)(a) of Schedule 8 (determination of application by holder of justices' licence for grant of personal licence),

the party shall give the notice no later than two working days before the day or the first day on which the hearing is to be held.

- (5) In any other case, the party shall give the notice no later than five working days before the day or the first day on which the hearing is to be held.

Licensing Act 2003 – Hearing Procedure – Regulation 7 (1)

This procedure has been drawn up in accordance with the Licensing Act 2003 to assist those parties attending Licensing Committee hearings.

1. The hearing before the Council is Quasi Judicial.
 2. The Chair of the Licensing Committee will introduce the Committee and ask officers to introduce themselves.
 3. The Chair will ask the applicants to formally introduce themselves.
 4. The Solicitor to the Committee will outline the procedure to be followed at the hearing.
 5. Hearing Procedure:-
 - (a) The Licensing Officer will introduce the report.
 - (b) Questions concerning the report can be asked both by Members and the applicant.
 - (c) The Licensing Officer will introduce in turn representatives for the Responsible Authority and Interested Parties who will be asked to detail their relevant representations.
 - (d) Members may ask questions of those parties
 - (e) With the leave of the Chair the applicant or his representative may cross examine the representatives of the Responsible Authorities and Interested Parties.
 - (f) The applicant/licensee (or his/her nominated representative) will then be asked to:-
 - (i) detail the application;
 - (ii) provide clarification on the application and respond to the representations made.
 - (g) The applicant/licensee (or his/her nominated representative) may then be asked questions by members and with the leave of the Chair from the other parties present.
 - (h) The applicant will then be given the opportunity to sum up the application.
 - (i) The Licensing Officer will then detail the options.
 - (j) There will then be a private session for members to take legal advice and consider the application.
 6. The decision of the Licensing Committee will be given in accordance with the requirements of the Licensing Act 2003 and regulations made there under.
- NB:
- 1) At any time in the Licensing Process Members of the Committee may request legal advice from the Solicitor to the Committee. This advice may be given in open session or in private.
 - 2) The Committee Hearing will be held in public unless and in accordance with the Regulations the Committee determine that the public should be excluded.

Appendix D

Current Premises licence & conditions

Licensing Act 2003 Premises Licence

Issue No:

SY001171PR

LOCAL AUTHORITY



Licensing Service
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD
Tel: 0114 2734264
Email: licensing@sheffield.gov.uk
Website: www.sheffield.gov.uk/licensing

The Sheffield City Council being the Licensing Authority under the above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

Part 1 - Premises Details

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

Melt (fka Jacosa)

141 West Street, Sheffield, South Yorkshire, S1 4EW

Telephone 0114 2727135

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity	Day	Time From
B. Exhibition of films (Indoors)		
		Films Indoors
		Sunday to Saturday 10:00 to 02:30 hours the following day New Years Eve (31.12) 10:00 to 24:00 hours New Years Day (01.01) 00:00 to 02:30 hours the following day
		No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City

Licensing Act 2003 Premises Licence

Issue No:

SY001171PR

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

Activity Day

Time From

B. Exhibition of films (Indoors) continued ...

Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

C. Indoor sporting event

Indoor Sporting Events
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

E. Performance of live music (Indoors)

Live Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

F. Playing of recorded music (Indoors)

Recorded Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

G. Performance of dance (Indoors)

Performances of Dance
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless

Licensing Act 2003 Premises Licence

Issue No:

SY001171PR

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

Activity Day

Time From

G. Performance of dance (Indoors) continued ...

acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

H. Entertainment of a similar description to that falling within E, F, or G (Indoors)

Activity Like Music/Dance
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

I. Provision of facilities for making music (Indoors)

Facility for Making Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

J. Provision of facilities for dancing (Indoors)

Facility for Dancing
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

L. Late night refreshment (Indoors)

Late Night Refreshment
Indoors

Sunday to Saturday 23:00 to 02:30 hours the following day
New Years Eve (31.12) 23:00 to 05:00 hours the following day

Licensing Act 2003 Premises Licence

Issue No:

SY001171PR

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

Activity	Day	Time From
L. Late night refreshment (Indoors) continued ...		New Years Day (01.01) 00:00 to 02:30 hours the following day
M. The sale by retail of alcohol for consumption ON and OFF the premises		
		Sale of Alcohol
		a) for consumption on the premises
		b) for consumption off the premises
	Sunday to Saturday	10:00 to 02:30 hours the following day
	New Years Eve (31.12)	10:00 to 24:00 hours
	New Years Day (01.01)	00:00 to 02:30 hours the following day

THE OPENING HOURS OF THE PREMISES

	Time From	Time To
Hours of Opening		
Sunday to Saturday	10:00	03:00 hours the following day
New Years Eve (31.12)	10:00	24:00 hours
New Years Day (01.01)	00:00	02:30 hours the following day
Hours of Opening		
Sunday to Saturday	10:00	03:00 hours the following day
New Years Eve (31.12)	10:00	24:00 hours
New Years Day (01.01)	00:00	02:30 hours the following day

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you **MUST ONLY** operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

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

- M. The sale by retail of alcohol for consumption ON and OFF the premises

Part 2

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

Mohammed Tafique	88 Wake Road, Sheffield, South Yorkshire, S7 1HG.
Jacosa Ltd	158 Hemper Lane, Sheffield, South Yorkshire, S8 7FE.

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

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

Mohammed TAFIQUE	88 Wake Road, Sheffield, South Yorkshire, S7 1HG.
------------------	---

Licensing Act 2003 Premises Licence

Issue No:

SY001171 PR

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

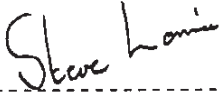
Licence No:

Issued by:

LICENCE DATES

This Premises Licence shall be in force from the 5 August, 2014

Issued on 9 September, 2014



Steve Lonnia

Head of Licensing Services

On behalf of Sheffield City Council (Issuing Licensing Authority)



ANNEXES

1. There shall be no 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.
2. Any person exercising a security activity (as defined by paragraph 2(1)(a) of schedule 2 of the Private Security Industry Act 2001) shall be licensed by the Security Industry Authority.
3. Such a person will be employed at the premises at the discretion of the designated premises supervisor/holder of the Premises Licence.
4. Any person as defined in condition (1) will clearly display his name badge at all times whilst on duty.
5. No customers apparently carrying open bottles upon entry shall be admitted to the premises at any times the premises are open to the public.
6. Toughened glasses shall be used for draft beer and lager at all times the premises are open to the public.
7. Alcoholic and other drinks may not be removed from the premises in open containers save for consumption in any external area provided for that purpose.
8. The maximum occupancy of the building (including staff and performers) will be restricted to 234 persons.
9. The Premises Licence Holder shall prominently display A4 notices on all exits reminding patrons to leave the premises in a quiet and orderly fashion to respect the local neighbours needs.
10. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
11. A minimum of 60 seats will be provided in the premises as a whole.
12. The licensee shall remain a member of the local pub watch scheme.
13. Where appropriate, prominent, clear and legible notices shall be displayed at all exits requesting the public respect the needs of local residents and to leave the premises and area quietly.
14. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.
15. No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.
16. A Colour CCTV system to the specification of South Yorkshire Police will be fitted, maintained and in use at all times when the premises are open. CCTV images will be stored for 28 days. Police will be given access to the copies of images for purposes in connection with the prevention and detection of crime and disorder.
17. Children (under 18's) are not permitted after 22:00 hours daily, unless they are dining and accompanied by an adult.
18. The Challenge 25 Age Verification Policy will be adopted.
19. The designated premises supervisor, or some such other person, will be assigned to act as lead safeguarder for children's issues at the premises.
20. To comply with the reasonable requirements of South Yorkshire Fire & Rescue Service.
21. The Designated Premises Supervisor or designated member of staff must take a pro active approach to noise control, checking outside the premises to ensure that noise is kept to a reasonable level from patrons using external areas and manage noise levels internally so as not to cause a nuisance to the nearest noise sensitive property.

Licensing Act 2003 Premises Licence

Issue No:

SY001171PR

ANNEXES continued ...

22. All windows and doors shall be closed, except for access and egress, when regulated entertainment is present in the premises.
23. All ventilation outlets, which serve the licensed areas, are to be installed with acoustic baffles and thereafter retained.
24. No amplified sound shall be played except through an in-house amplified sound system fitted with sound limiter. The settings of which shall have received the prior written approval of the Environmental Protection Service.
25. To comply with the reasonable requirements of South Yorkshire Fire and Rescue.
26. No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

LOCAL AUTHORITY



Licensing Service
Place Portfolio
Block C Staniforth Road Depot
Staniforth Road
Sheffield
S9 3HD
Tel: 0114 2734264
Email: licensing@sheffield.gov.uk
Website: www.sheffield.gov.uk/licensing

The Sheffield City Council being the Licensing Authority under the above Act, hereby grant this licence in accordance with the requirements of the Licensing Act 2003 in respect of and subject to the conditions attached:

Premises Details

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

Melt (fka Jacosa)

141 West Street, Sheffield, South Yorkshire, S1 4EW

Telephone 0114 2727135

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- an indoor sporting event
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- entertainment facilities for making music
- entertainment facilities for dancing
- provision of late night refreshment
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity	Day	Time From	Time To
B. Exhibition of films (Indoors)		Films Indoors	
		Sunday to Saturday	10:00 to 02:30 hours the following day
		New Years Eve (31.12)	10:00 to 24:00 hours
		New Years Day (01.01)	00:00 to 02:30 hours the following day
No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The			

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

Activity	Day	Time From	Time To
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B. Exhibition of films (Indoors) continued ...

lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

C. Indoor sporting event

Indoor Sporting Events
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

E. Performance of live music (Indoors)

Live Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

F. Playing of recorded music (Indoors)

Recorded Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

G. Performance of dance (Indoors)

Performances of Dance
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

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

Activity	Day	Time From	Time To
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G. Performance of dance (Indoors) continued ...

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

H. Entertainment of a similar description to that falling within E, F, or G (Indoors)

Activity Like Music/Dance
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

I. Provision of facilities for making music (Indoors)

Facility for Making Music
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

J. Provision of facilities for dancing (Indoors)

Facility for Dancing
Indoors

Sunday to Saturday 10:00 to 02:30 hours the following day
New Years Eve (31.12) 10:00 to 24:00 hours
New Years Day (01.01) 00:00 to 02:30 hours the following day

No regulated entertainment shall take place on the premises unless acoustic lobbies are reinstated to all doors providing access and egress for customers (other than those used in emergencies only). The lobbies shall be reinstated to the satisfaction of Sheffield City Council's Environmental Protection Service and the setting of the noise limiter shall be subject to review and approval by the aforementioned Service prior to any regulated entertainment taking place on the premises.

L. Late night refreshment (Indoors)

Late Night Refreshment
Indoors

Sunday to Saturday 23:00 to 02:30 hours the following day

Licensing Act 2003

Issue No:

Premises Licence Summary SY001171PR

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

Activity	Day	Time From	Time To
L. Late night refreshment (Indoors) continued ...			
		New Years Eve (31.12)	23:00 to 05:00 hours the following day
		New Years Day (01.01)	00:00 to 02:30 hours the following day
M. The sale by retail of alcohol for consumption ON and OFF the premises			
		Sale of Alcohol	
		a) for consumption on the premises	
		b) for consumption off the premises	
		Sunday to Saturday	10:00 to 02:30 hours the following day
		New Years Eve (31.12)	10:00 to 24:00 hours
		New Years Day (01.01)	00:00 to 02:30 hours the following day

THE OPENING HOURS OF THE PREMISES

Day	Time From	Time To	
		Hours of Opening	
		Sunday to Saturday	10:00 to 03:00 hours the following day
		New Years Eve (31.12)	10:00 to 24:00 hours
		New Years Day (01.01)	00:00 to 02:30 hours the following day
		Hours of Opening	
		Sunday to Saturday	10:00 to 03:00 hours the following day
		New Years Eve (31.12)	10:00 to 24:00 hours
		New Years Day (01.01)	00:00 to 02:30 hours the following day

PLEASE NOTE:

In the event, that the hours permitted on this premises licence differ from those authorised on your planning consent, you **MUST ONLY** operate to which ever is the most restrictive permission.

Both Licensing and Planning carry out enforcement activities and if you are found to be in breach of either your premises licence and / or your planning consent, it may result in legal action being taken against you.

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

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Mohammed Tafique	88 Wake Road, Sheffield, South Yorkshire, S7 1HG.
	Telephone:
Jacosa Ltd	158 Hemper Lane, Sheffield, South Yorkshire, S8 7FE.
	Telephone:

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

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

Mohammed TAFIQUE

Licensing Act 2003

Issue No:

Premises Licence Summary SY001171 PR

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

Not applicable

LICENCE DATES

This premises licence shall be in force from 5 August, 2014

Issued on 9 September, 2014



Steve Lonnia
Head of Licensing Services
On behalf of Sheffield City Council (Issuing licensing authority)