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Meeting: Licensing Sub-Committee
Date: Thursday 23 December 2021
Time: 10.00 am
Venue: Committee Room, Municipal Offices, Bowling Green Road, Kettering, NN15 7QX

To members of the Licensing Sub-Committee

Councillors Jonathan Ekins (Chair), Jennie Bone (Vice Chair) and Barbara Jenney

Reconvened Agenda			
Item	Subject	Presenting Officer	Page no.
01	Apologies for non-attendance		
02	Members' Declarations of Interest		
03	Notifications of requests to address the meeting		
Item requiring a decision			
04	Review of the Premises Licence at The Angel Hotel trading as Decades, Carrington Street, Kettering, NN16 0BY	Russ Howell	3 - 46
05	Close of Meeting		
<p>Adele Wylie, Monitoring Officer North Northamptonshire Council</p>  <p>Proper Officer Wednesday 15 December 2021</p>			

This agenda has been published by Democratic Services.

Committee Administrator: Eden Palmer
☎01536 534272
✉carol.mundy@northnorthants.gov.uk

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Due to the Covid-19 pandemic seating in the Committee Room will be limited. If you are intending to attend the meeting as a spectator, please contact the committee administrator

Where there is a need for the Council to discuss exempt or confidential business, the press and public will be excluded from those parts of the meeting only and will have to vacate the room for the duration of that business.

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Members are reminded of their duty to ensure they abide by the approved Member Code of Conduct whilst undertaking their role as a Councillor. Where a matter arises at a meeting which **relates to** a Disclosable Pecuniary Interest, you must declare the interest, not participate in any discussion or vote on the matter and must not remain in the room unless granted a dispensation.

Where a matter arises at a meeting which **relates to** other Registerable Interests, you must declare the interest. You may speak on the matter only if members of the public are also allowed to speak at the meeting but must not take part in any vote on the matter unless you have been granted a dispensation.

Where a matter arises at a meeting which **relates to** your own financial interest (and is not a Disclosable Pecuniary Interest) or **relates to** a financial interest of a relative, friend or close associate, you must disclose the interest and not vote on the matter unless granted a dispensation. You may speak on the matter only if members of the public are also allowed to speak at the meeting.

Members are reminded that they should continue to adhere to the Council's approved rules and protocols during the conduct of meetings. These are contained in the Council's approved Constitution.

If Members have any queries as to whether a Declaration of Interest should be made please contact the Monitoring Officer at – monitoringofficer@northnorthants.gov.uk

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Licensing Sub-Committee 23 December 2021

Report Title	Review of the Premises Licence at The Angel Hotel trading as Decades, Carrington Street, Kettering, NN16 0BY
Report Author	Russ Howell, Health Services Manager (Kettering) Russell.Howell@Northnorthants.gov.uk

List of Appendices

- Appendix A - Licensing Act 2003 Application for Review**
Appendix B - Site Plan
Appendix C - Representation – Rowan Castle, Environmental Protection Team Leader, Kettering
Representation – Fire Officer
Representation – Kettering Town Council
Appendix D - Current Premises Licence

1. Purpose of Report

- 1.1 To consider an application for review of the premises licence under the Licensing Act 2003 in relation to the premises known as The Angel Hotel trading as Decades, Carrington Street, Kettering.

2. Executive Summary

- 2.1 An application to review the premises licence for the premises known as The Angel Hotel trading as Decades, Carrington Street, Kettering has been received from Mr Malcolm Maples of Carrington Street, Kettering.
- 2.2 The application relates to excessive noise from the premises, anti-social behaviour relating to the premises and a failure by management to properly manage the licensing objectives detailed in the Licensing Act 2003.
- 2.3 The application has been out for consultation in accordance with the requirements of the Licensing Act 2003 and further comments have been received from Environmental Protection, North Northamptonshire Council, Northamptonshire Fire Service and Kettering Town Council.

3. Recommendations

- 3.1 The Committee is asked to consider the application from Mr Maples, the additional information contained in the representations and any submission made by the Licensee.
- 3.2 After considering the information before it, the Committee may take such of the steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives.

The steps are—

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;

(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.)

Where the authority takes a step mentioned above, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.

4. Report Background

- 4.1 The Sub-committee must carry out its functions to promote the licensing objectives having regard to:
- (a) The Licensing Act 2003
 - (b) The Council's Statement of Licensing Policy
 - (c) S182 Guidance made under the Licensing Act 2003.
- 4.2 Section 51 of The Licensing Act 2003 allows any person to call a premises licence in for review. The review application must be relevant to one or more of the licensing objectives, and in the case of an application made by a person other than a responsible authority, must not be frivolous or vexatious, or repetitious.
- 4.3 The licensing objectives are—
- (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- 4.4 The applicant, Mr Maples, lives in Carrington Street, Kettering in close proximity to Decades. A copy of his application is at Appendix A.
- 4.5 In summary, his application refers to excessively loud music from the premises and anti-social behaviour outside of the premises.

- 4.6 A plan showing the location of Decades within Kettering town centre is attached at Appendix B
- 4.7 A representation has been received from Rowan Castle, Environmental Protection Team Leader at Kettering. Noise complaints relating to Decades have been received from other residents in the area, other than Mr Maples. As a result, Mr Castle has been working with the licensee on the installation of a noise limiting device. It would appear that this has not resolved the problem and so further action may be required.
- 4.8 The Fire Officer has submitted a representation as he has failed to gain access to the premises to carry out an inspection.
- 4.9 Kettering Town Council has submitted a representation relating to noise nuisance and the changing landscape of the area within which Decades is situated.
- 4.10 The representations can be seen in Appendix C.
- 4.11 A copy of the current premises licence is attached at Appendix D.

5. Issues and Choices

- 5.1 After considering the information before it, the Committee may take such of the steps mentioned below (if any) as it considers appropriate for the promotion of the licensing objectives.

The steps are—

- (a) to modify the conditions of the licence;
- (b) to exclude a licensable activity from the scope of the licence;
- (c) to remove the designated premises supervisor;
- (d) to suspend the licence for a period not exceeding three months;
- (e) to revoke the licence;

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.

- 5.2 Where the authority takes a step mentioned above, it may provide that the modification or exclusion is to have effect for only such period (not exceeding three months) as it may specify.
- 5.3 This section highlights the elements of the licensing policy that are considered to be most relevant with respect to this application (numbering as policy). This list is not exhaustive, and the policy should be considered fully prior to making decisions with respect to applications: -

2.7 Licensing is about regulating the provision of licensable activities on licensed premises, by qualifying clubs and at temporary events within the terms of the Licensing Act 2003. The terms and conditions attached to various permissions will be focused on matters which are within the control of individual licensees and others granted relevant permissions.

- Accordingly, these matters will centre on the premises and places being used for licensable activities and the vicinity of those premises and places.
- 2.8 This authority will primarily focus on the direct impact of the activities taking place at the licensed premises on members of the public living, working or engaged in normal activity in the area concerned. However this Council recognises that licensing legislation is not a mechanism for the general control of anti-social behaviour by individuals once they are beyond the direct control of the individual, club or business holding the licence, certificate or permission concerned.
- 2.9 The Licensing Act 2003 is not the primary mechanism for the general control of nuisance and anti- social behaviour by individuals once they are away from licensed premises and, therefore, beyond the control of the licence holder. Nonetheless, it is a key aspect of such control and licensing laws will always be part of the holistic approach to the management of the evening and night-time economy.
- 2.10 The objective of the licensing process is to allow for the carrying on of retail sales of alcohol, supply of alcohol by or on behalf of a club to its members, regulated entertainment, and late night refreshment, and the prevention of public nuisance, prevention of crime and disorder, public safety and protection of children from harm. This Licensing Authority wishes to facilitate well run and managed premises with licence holders displaying sensitivity to the impact of the premises on local residents.

6.2 The prevention of public nuisance

The public nuisance objective is designed to deal with any disproportionate and unreasonable impacts of licensable activities at specific premises, on persons living and working (including doing business) in the vicinity. The main issues for concern will be noise nuisance, light pollution, noxious smells and litter.

The provision of welfare facilities such as toilets within licensed premises is relevant to the prevention of public nuisance. Adequate welfare provisions may prevent nuisance activities taking place within the street, such as urination. Licensees should therefore ensure that adequate facilities are provided within the premises and include these details within their operating schedule.

Public nuisance is not defined within the Act but is given a broad common law definition. The prevention of public nuisance could therefore include low-level nuisance perhaps affecting a few people living locally, as well as major disturbances affecting the whole community. This may also include in appropriate circumstances the reduction of the living and working amenity and environment of interested parties (as defined) in the vicinity of the licensed premises.

This Licensing Authority will have regard to the powers available within the Anti-Social Behaviour Act 2003. This provides that if noise from licensed premises is causing a public nuisance the local authority has powers to issue a closure order for up to 24 hours. This compliments the police powers under Part 8 of the 2003 Act.

- 5.4 The Authority must also have regard to the Guidance produced under Section 182 of the Licensing Act 2003. Sections 2.15 to 2.21 provide guidance in relation to Public Nuisance.

6 Implications (including financial implications)

6.1 Resources and Financial

- 6.1.1 There are no resource or financial implications in relation to this report.

6.2 Legal

- 6.2.1 An appeal may be made against the decision by—
- (a) the applicant for the review,
 - (b) the holder of the premises licence, or
 - (c) any other person who made relevant representations in relation to the application.
- 6.2.2 An appeal must be made to magistrates' court and must be commenced by notice of appeal given by the appellant to the magistrates' court within the period of 21 days beginning with the day on which the appellant was notified by the licensing authority of the decision appealed against.

6.3 Risk

- 6.3.1 There are no significant risks arising from the proposed recommendations in this report.

6.4 Consultation

- 6.4.1 The consultation process has been carried out in accordance with the requirements of the Licensing Act 2003 and associated guidance.

6.5 Consideration by Scrutiny

- 6.5.1 Not considered

6.6 Climate Impact

- 6.6.1 No climate impact.

6.7 Community Impact

- 6.7.1 A licensing authority must carry out its functions under The Licensing Act 2003 with a view to promoting the licensing objectives.

The licensing objectives are—

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

6.7.2 In carrying out its licensing functions, a licensing authority must also have regard to—

- (a) its licensing statement published under section 5, and
- (b) any guidance issued by the Secretary of State under section 182.

7 Background Papers

Kettering Borough Council Statement of Licensing Policy
Section 182 guidance issued under the Licensing Act 2003



Application for the review of a Premises Licence or Club Premises Certificate 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 ... Mr Malcolm Maples (Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

Postal address of premises or club premises, or, if none, ordnance survey map reference or description: Decades, 8 Carrington St. Post town: Kettering Post code: NN160BY

Name of premises licence holder or club holding club premises certificate (if known): Decades Kettering

Number of premises licence or club premises certificate (if known): Not known

Part 2 – Applicant details

- I am 1) an individual, body or business which is not a responsible authority (please read guidance note 1 and complete (A) or (B) below) 2) a responsible authority (please complete (C) below) 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick ✓ yes

Mr Mrs Miss Other title (eg Rev)

Surname

Maples

First Names

Malcolm Trevor

Please tick ✓ yes

I am 18 years old or over

Current postal address if different from premises address

Cleveland Villa, 4 Carrington St.

Post town

Kettering

Post Code

NN160BY

Daytime contact telephone number

E-mail address (optional)

██████████@gmail.com

(B) DETAILS OF OTHER APPLICANT

Name and address

None

Telephone number (if any)

N/A

E-mail (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address

N/A

Telephone number (if any)

E-mail (optional)

This application to review relates to the following licensing objective(s)

Please tick ✓ one or more boxes

1) the prevention of crime and disorder

 Y

2) public safety

 Y

3) the prevention of public nuisance

 Y

4) the protection of children from harm

Please state the ground(s) for review (please read guidance note 2)

Please see the attached (separate document)

Please provide as much information as possible to support the application (please read guidance note 3)

Please see the attached (separate document)

Please tick ✓ yes

Have you made an application for review relating to this premises before

 N

If yes, please state the date of that application

Day	Month	Year

If you have made representations before relating to this premises, please state what they were and when you made them

No

Please tick ✓ yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements, my application will be rejected

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.

Part 3 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature 

Date 21-10-21

Capacity Director

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 6)
N/A

Post town	Post code
------------------	------------------

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address please provide your email address

Notes for Guidance

1. A responsible authority includes the local police, fire and rescue authority and other statutory bodies which exercise specific functions in the local area.
2. The ground(s) for review must be based on one of the licensing objectives.
3. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
4. The application form must be signed.
5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
6. This is the address which we shall use to correspond with you about this application.

This information is in conjunction with noise monitor
from M maples at Cleveland villa 4 carrington st nn160by

i wish to the licence of Decades /seven to be reviewed for the following

1 this is the busiest night club in kettering between the hours of 23.00 to 4.00 am
there is no cctv

2 when the licensing laws were relaxed Carrington st was classified as a commercial
area however planning was granted for developmen at puzzle court,leatherland court
and mobs miller making it very much a residential area with well over 100 residential
properties so should be reclassified as residential and afforded the same protection
of amenities as is the alexandra arms and licensing hours in line

3 there is currently no sound controls at the premises known as decades

4 there is no evidence of customer control either visiting or leaving its often the case
to see people drunk when entering and leaving so no social responsibility evident i
often witness mostly young girls unable to stand and often sit on the floor

5 street drinking is not policed and i regularly have to collect bottles ,cans and
glasses to avoid punctures to my car photo attached

6 there is very much anti social behaviour with little or no policing

7 i believe other residence have complained also the st pastors have shown their
concern

8 there has been a murder in the st outside fixit auto body repair whilst this is no
indication the the nightclub was in any way to blame but it does highlight the level of
antisocial behaviour this can be substantiated by police reports

9 this is having serious effects on my health due to sleepless nights on friday and
saturday an d bank holidays i am not able to use my front bedroom or front lounge
due to excessive music from night club and anti social behaviour an
d it can be fearful with the volume of people gathering in the st with no one taking
responsibility i cannot remember seeing a police officer patrolling and i cannot
ventilate my rooms as is advised by government/nhs guidelines to disperse covid

my last comment is that on a saturday night it is so chaotic with pedestrians J
walking in the middle of the road [which i believe is an offence] its so busy that cars
are forced to slow down and sometimes forced to stop many people on phones with
no care for themselves or others of course you cannot view this unless you attend on
saturday between 12 am and 2am as there again is no monitoring by cctv and no
police presence some one is going to be injured before any action is take

one more observation despite being visited by environmental health and agreeing to
install noise limiters as of the weekend 16/ 10/ 21 there is absolutely no reduction in
noise the management in my view have not taken into account the residents

amenities which i find is not the action of a responsible manager and allowing people to get drunk whilst on their premises which in my view is their responsibility to ensure their customers stay safe and are capable to leave in a sober condition

[REDACTED]

21-10-21



Reference: 129880 2245678
 Your Name: Mr M Maples
 Your Address: Cleveland Villa 4 Carrington Street
 Kettering Northamptonshire NN16 0BY

(Office use only)
 Type of Nuisance
 Noise
 Smoke
 Dust
 Odour
 Light
 Other

Address / Location where nuisance is coming from:

DECADES / 3rd FL. 8-10 CARRINGTON ST.

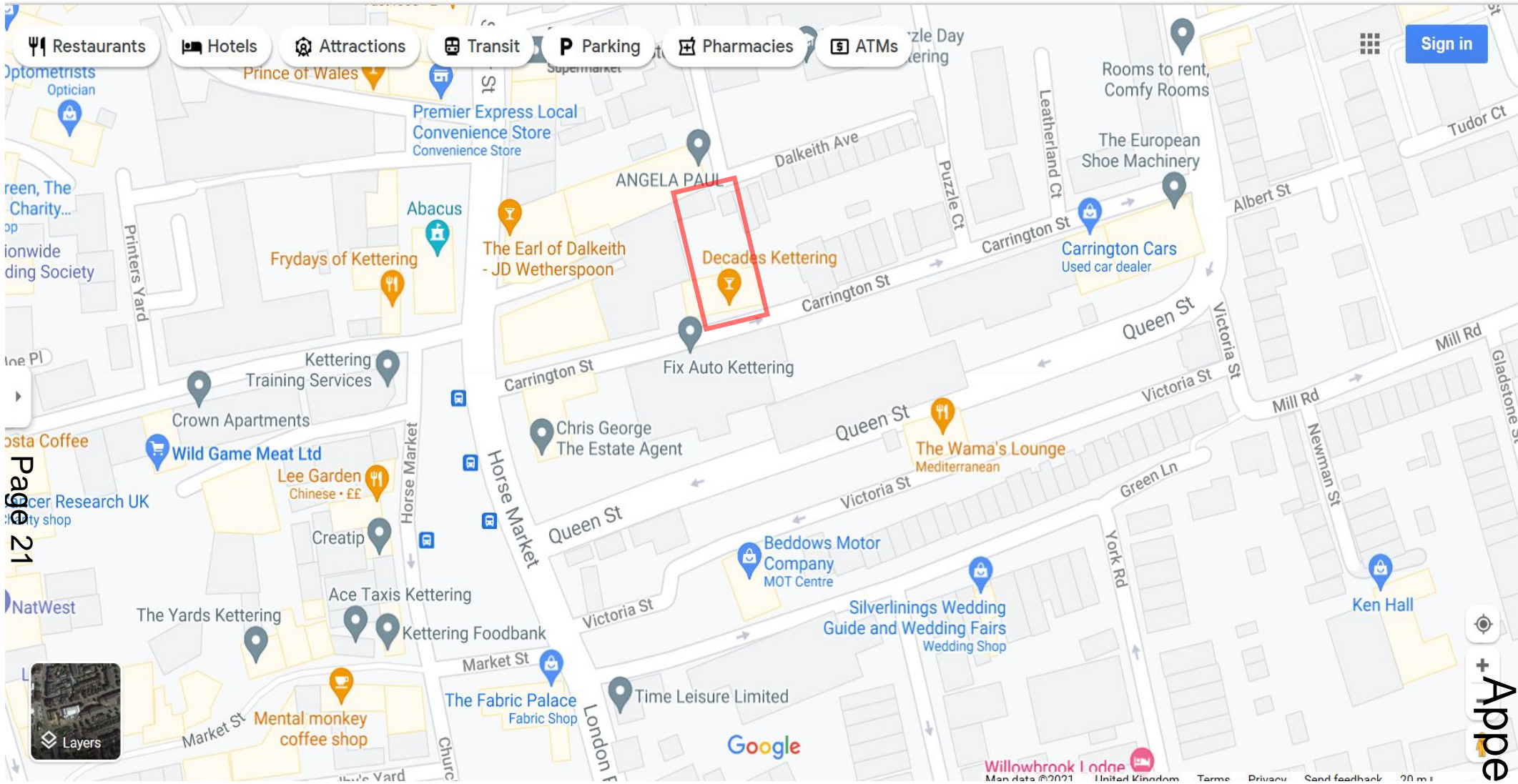
Describe how you know where the nuisance is coming from:

LOUD MUSIC & PEOPLE CROWDING OUTSIDE

Date	Time started	Time ended	Duration	Description of nuisance	Your location when affected	How were you affected?
Example 01/01/2017	23:00 hrs	23:30 hrs	30 mins	Neighbours dog barking, coming from garden	Bedroom	Kept me awake
10/9/2021	11 PM 23.00	3 AM 03.00	4 HRS	LOUD MUSIC	BEDROOM & LOUNGE	KEPT AWAKE
11/9/2021	23.00	04.00	5 HRS	" "	"	"
17/9/2021	23.00	02.00	3 HRS	QUIET FOR A FRITA-1 BUT NOISE STILL AUDIBLE	"	"

Date	Time started	Time ended	Duration	Description of nuisance	Your location when affected	How affected were you?
18/9/2021	12AM	04.00	4 HOURS	LOUD MUSIC + ANT-SOCIAL BEHAVIOUR	FRONT BEDROOM & LOUNGE	NO SLEEP CAN'T ENJOY TV
24/9/21	1:15 AM	03:15	3:15 MIN	u	u	u
25/9/2021	12 AM	02:30	2:30 MIN	u	u	u
					26/9/2021	

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From: KBC EP Licensing <eplicensing.kbc@northnorthants.gov.uk>
Sent: 04 November 2021 15:32
To: Julie Scott <Julie.Scott@northnorthants.gov.uk>
Subject: RE: 21/01364/LAPREV The Angel, 8 Carrington St, Kettering

Dear Julie,

Thank you for your consultation regarding the application for a review of the premises licence for 'Decades' in Kettering.

I can confirm that our team have received complaints about excessive noise from the nightclub. Excessive noise from the club was witnessed by one of our Officers in August, and as a result we sent a Community Protection Notice Warning letter to the Designated Premises Supervisor on 19th August 2021. We were then contacted by the DPS, who expressed a willingness to seek the advice of our Team to reduce the noise from the club. When I returned from annual leave I spoke to the DPS and we discussed a range of measures that could be used to reduce disturbance to neighbouring properties. We agreed that as a first step, he would ensure that the internal and external lobby doors are kept closed except for access and egress, and that he would arrange for the installation and fitting of a sound limiting device. We agreed a suitable period of time for him to source a device, and arrange for an electrician to install it, and a DJ to run the sound system, at which time he would contact me so that I could attend with a sound level meter to set a suitable noise limit.

On 1st November I tried to phone the DPS to get an update as to progress with the sound limiter, as in my opinion he had had enough time to make the installation arrangements. I left a voicemail asking him to call me back, but I have not received a response at the time of writing. I will be making a further call to the DPS today.

We will of course continue to respond to complaints of noise from the premises.

At present then, I would advise that I do not think we currently have sufficient evidence of a public nuisance or indeed a statutory nuisance, but we are trying to engage with the DPS to resolve any noise issues that may exist. If further co-operation from the DPS is not forthcoming then we will continue to gather evidence of any breach of the licence or legislation regarding statutory nuisance.

I hope that this information is of use.

Kind regards,

Rowan Castle

Rowan Castle FRGS MCIEH CEnvH | **Team Leader – Environmental Protection**
North Northamptonshire Council
Bowling Green Road, Kettering, Northants NN15 7QX
T: 0300 126 3000 | DD: 01536 851248 | www.northnorthants.gov.uk





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Appendix

Appendix C (ii)

From: Garfield Short <GShort@northantsfire.gov.uk>
Sent: 16 November 2021 09:16
To: Julie Scott <Julie.Scott@northnorthants.gov.uk>
Subject: RE: 21/01364/LAPREV The Angel, 8 Carrington St, Kettering

Julie,

Just an early heads up.

I have so far been unable to contact the premises to organise my fire safety inspection as part of the licence review.

I have explained that if they continue to refuse I will report back to you that they did not co-operate but have so far heard nothing back.

I will send my final findings on the 19th as required.

Many thanks,

Gary Short
Fire Protection Officer



Community Fire Protection

Tel: 01604 797114

Email: gshort@northantsfire.gov.uk

Address: Darby House, Darby Close,
Wellingborough,
Northants,
NN8 6GS

Website: www.northamptonshire.gov.uk

Find us on Twitter: @NFRSBizsafety

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Appendix

Appendix C (iii)

From: Garfield Short <GShort@northantsfire.gov.uk>
Sent: 19 November 2021 11:27
To: Julie Scott <Julie.Scott@northnorthants.gov.uk>
Subject: RE: 21/01364/LAPREV The Angel, 8 Carrington St, Kettering

Julie,

As I pre-empted earlier in the week. I have had no response from this premises with regard to the fire safety section of the licence review.

In light of this I am unable to give any feedback other than they were unwilling to work with us.

Many thanks,

Gary Short
Fire Protection Officer



Community Fire Protection

Tel: 01604 797114

Email: gshort@northantsfire.gov.uk

Address: Darby House, Darby Close,
Wellingborough,
Northants,
NN8 6GS

Website: www.northamptonshire.gov.uk

Find us on Twitter: @NFRSBizsafety

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Appendix

Appendix C (iv)

From: Clerk <clerk@ketteringtowncouncil.gov.uk>
Sent: 27 October 2021 09:43
To: Julie Scott <Julie.Scott@northnorthants.gov.uk>
Subject: RE: 21/01364/LAPREV The Angel, 8 Carrington St, Kettering

Julie

I am responding to your consultation on the above premises. It is certainly true that there have been noise complaints and noise nuisance emanating from the premises over a prolonged period, although clearly it has also been closed for most of the last 18 months, which has probably made the impact of its re-opening more stark for neighbours. The problems identified within the request for a review do need to be addressed in our opinion.

I note that the notice attached to your email invites comments up to the 19th November, whilst your email below asked for comments by today. If the Town council wishes to make a fuller comment, can I assume it can still do so by the 19th November?

Martin Hammond
Town Clerk

Kettering Town Council
Municipal Offices
Bowling Green Road
Kettering
Northants NN15 7QX
Tel 01536 697490
Mobile [REDACTED]
www.ketteringtowncouncil.gov.uk

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Appendix

Appendix C (v)

From: Martin Hammond, Kettering Town Council <clerk@ketteringtowncouncil.gov.uk>
Sent: 08 November 2021 09:01
To: Julie Scott <Julie.Scott@northnorthants.gov.uk>
Subject: RE: 21/01364/LAPREV The Angel, 8 Carrington St, Kettering

Dear Julie

Thank you for this consultation.

The Council is aware that this premises has generated a history of noise complaints and that these have not been adequately addressed. The premises now sits alongside far more residential properties than was the case when it was first licensed and current trends show yet more residential development is likely within “earshot” of the nightclub. Whilst this is not the fault of the licensee, they nevertheless need to recognise that this requires a change in approach.

Much of the nuisance is caused by early morning egress, and with the noise comes an element of anti-social behaviour from people who have too much to drink and who are oblivious of the effects of their behaviour.

We would ask that the Council considers how it might condition the premises licence and support the police and licensee to manage the situation. The venue could do more to ensure its customers are encouraged to leave quietly. We ask that CCTV camera coverage be improved so that the entrance to the premises and the obvious routes to and from the entrance are monitored and that CCTV operators are asked to concentrate on this area at the appropriate times. Police and, if possible, street pastor presence in the area at the time the venue closes would be useful.

I hope this is helpful to the Council in its consideration of the matter.

Martin Hammond
Town Clerk

Kettering Town Council
Municipal Offices
Bowling Green Road
Kettering
Northants NN15 7QX
Tel 01536 697490
Mobile [REDACTED]
www.ketteringtowncouncil.gov.uk

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Part A

Premises Licence

**Kettering Borough Council,
Municipal Offices, Bowling Green Road, Kettering, NN15 7QX
Tel 01536 534291 Fax 01536 532424
www.kettering.gov.uk**

Premises Licence Number	14/00815/LAPNEW
--------------------------------	-----------------

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description:

The Angel
8 Carrington Street
Kettering
Northamptonshire
NN16 0BY

Telephone Number: 01536 460062

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Sale of Alcohol

Alcohol consumed on premises Indoors

Monday to Sunday 10:30 - 04:00

Performances of Dance

Indoors

Friday and Saturday 10:30 - 02:30

Sunday to Thursday 19:00 - 23:30

Non Standard Timings

Sundays prior to Bank/Public Holidays 10:30 - 03:00

Christmas Eve & New Year's Eve 10:30 - 02:30

Late Night Refreshment

Indoors

Friday and Saturday 23:00 - 02:30

Sunday to Thursday 23:00 - 23:30

Non Standard Timings

Sundays prior to Bank/Public Holidays 23:00 - 03:00

Christmas Eve & New Year's Eve 23:00 - 02:30

Live Music

Indoors

Monday to Sunday 10:30 - 04:00

Recorded Music

Indoors

Monday to Sunday 10:30 - 04:00

Anything Similar to Music or Dance

Indoors

Friday and Saturday 10:30 - 02:30

Sunday to Thursday 19:00 - 23:30

Non Standard Timings

Sundays prior to Bank/Public Holidays 10:30 - 03:00

Christmas Eve & New Year's Eve 10:30 - 02:30

The opening hours of the premises

Monday to Sunday 10:30 - 04:15

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption on the premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Prospect Brigstock Ltd
The Old Watermill
Mill Lane
Brigstock
Northamptonshire
NN14 3HG

Work Phone: 01536 373720

Registered number of holder, for example company number, charity number (where applicable)

6594177

Name, address, and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Scott Richard Holland
Gladstone Street
Ringstead
Kettering
Northamptonshire
NN14 4DE

Phone: [REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Personal Licence Number: PA3084
Licensing Authority: Northampton Borough Council

If this premises licence authorises the supply of alcohol, the following conditions must be complied with:

1. No supply of alcohol may be made under the premises licence—
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence
3. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.
5. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
6. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

7. The responsible person must ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
8. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

If this premises licence authorises the exhibition of films, the admission of children to the exhibition of any film must be restricted in accordance with this condition

9. Where the film classification body is specified in the licence, unless section b) below applies, admission of children must be restricted in accordance with any recommendation made by that body.

Where—

- (a) the film classification body is not specified in the licence, or
- (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

If this premises licence requires the use of door supervisors.

10. Where the premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of that Act.

Note: This does not apply to premises with premises licences authorising plays or films, premises exclusively used by a club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence .

Explanatory Notes and Definitions for Mandatory Condition 4.

Definitions

“duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

“permitted price” is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

- (i) P is the permitted price,
- (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

“relevant person” means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

“valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

Where the permitted price calculated would not be a whole number of pennies, it shall be taken to be the price calculated rounded **up** to the nearest penny.

NOTE: This note is provided to give assistance in calculating prices, it is not a legal document. If you are unsure on any issue related to permitted prices, seek advice. Further information can be found about mandatory conditions can be found at <https://www.gov.uk/alcohol-licensing#mandatory-licensing-conditions>.

Annex 2 – Conditions consistent with the Operating Schedule

Embedded Conditions Apply (The licence is granted on the condition that the restrictions contained within the enactments specified under Licensing Act 2003 Schedule 8 (6) are adhered to).

The proprietors run an established business and are mindful of the Licensing Authority's licensing policy document and the need to regularly address the licensing objectives.

The premises will continue to maintain a hard drive CCTV system, images from which shall be available to the Police, Licensing or other statutory authority. The premises shall maintain membership of the Kettering Pub Watch scheme.

The premises comply with Health and Safety and Fire Precautions Regulations. Preventative and control measures are in place to ensure the safety of customers, staff and contractors.

The premises operate a strict control policy to ensure that proof of identity is sought from persons suspected of not being 18 years of age. We actively employ the Challenge 21 scheme.

When the premises was refurbished in 2002 a soundproofing scheme was installed. In 2008 an electronic compressor sound limiter was installed and double glazed fire doors at the rear were fitted.

All external doors, other than those used for emergency exits only, shall be fitted with automatic closing devices. The doors shall be kept closed, so far as is practicable, at any time when regulated entertainment is taking place, or facilities are being provided for regulated entertainment.

All external windows shall be kept closed at any time when regulated entertainment is taking place, or facilities are being provided for regulated entertainment. Ventilation shall only be provided by suitable and sufficient mechanical means (the amount of ventilation provided is also a requirement under Health and Safety legislation). The mechanical system shall be operated as required and maintained thereafter.

Should there be noise breakout of regulated entertainment, the fire exit doors shall be fitted with acoustic seals or other necessary acoustic measures, and the main doors shall have lobbies added to them.

The handling of beer kegs, bottles and other similar items external to the fabric of the building, in particular the emptying of glass bottles into refuse containers, recycling bins or return crates and the stacking of such crates shall only be permitted between the hours of 08:00 and 21:30 hours daily.

Regulated entertainment and the provision of entertainment facilities, and the provision of late night refreshment as outlined in Section B2 of the Licensing Act

2003 application form shall only be permitted within the standard days and timings specified in tables A to M inclusive in Section B2 of the application form.

The external garden areas shall not be used for the purposes of regulated entertainment, the provision of entertainment facilities, or the provision of late night refreshment.

The playing of background recorded music outside the premises shall not be permitted after 21:00 hours.

On the following nights from 20:00 to closing time Friday & Saturday the premises will have available sufficient security staff to maintain the crime & disorder objective. The required number of security staff will be two to maintain security at the entrances on Carrington Street. Irrespective of the above, if the premises uses any other entrances then two door supervisors will be provided at each of those entrances to the premises on every Friday and Saturday night from 20:00 to closing time.

Door supervisors will wear Hi-Viz vests/jackets at all times while on the door.

The Licensee will also carry out a written risk assessment for other nights of the week and special events to ensure that security staff provision is suitable and sufficient to ensure that the crime and disorder objective is met.

(all staff provided to meet this condition will be SIA licensed)

All of the existing additional conditions to include conservatory building in the rear yard as submitted as part of the variation.

Annex 3 – Conditions attached after a hearing by the licensing authority

Amplified music shall only be played through a sound limiting device or devices that is/are installed at the premises. The sound limiting device/s shall be set at any level that is agreed in writing with the Licensing Authority

In the event of a malfunction of the sound limiting device/s, an entry shall be made in the premises log book/incident book. This book shall contain details of the fault and the corrective action taken. The records shall be retained for a period of no less than 12 months from the date of the malfunction.

Review 22 May 2017

No action taken

Annex 4 – Plans

To accept alterations to the interior of the premises as shown on drawing dated 04/06/08, issue number A. Drawing received 6th June 2008.

To include the existing first floor function room on the licence as per drawing supplied to the Local Authority 11/06/09.

To accept alterations to the premises as shown on drawing received at Local Authority 05/04/2013.

Part B

Premises Licence Summary

**Kettering Borough Council,
Municipal Offices, Bowling Green Road, Kettering, NN15 7QX
Tel 01536 534291 Fax 01536 532424
www.kettering.gov.uk**

Premises Licence Number	14/00815/LAPNEW
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Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description:

The Angel
8 Carrington Street
Kettering
Northamptonshire
NN16 0BY

Telephone Number: 01536 460062

Licensable activities authorised by the licence and the times the licence authorises the carrying out of licensable activities

Sale of Alcohol

Alcohol consumed on premises Indoors

Monday to Sunday 10:30 - 04:00

Performances of Dance

Indoors

Friday and Saturday 10:30 - 02:30

Sunday to Thursday 19:00 - 23:30

Non Standard Timings

Sundays prior to Bank/Public Holidays 10:30 - 03:00

Christmas Eve & New Year's Eve 10:30 - 02:30

Late Night Refreshment

Indoors

Friday and Saturday 23:00 - 02:30

Sunday to Thursday 23:00 - 23:30

Non Standard Timings

Sundays prior to Bank/Public Holidays 23:00 - 03:00

Christmas Eve & New Year's Eve 23:00 - 02:30

Live Music

Indoors

Monday to Sunday 10:30 - 04:00

Recorded Music

Indoors

Monday to Sunday 10:30 - 04:00

Anything Similar to Music or Dance

Indoors

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Sunday to Thursday 19:00 - 23:30

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Alcohol is supplied for consumption on the premises

Part 2

Name, (registered) address of holder of premises licence

Prospect Brigstock Ltd
The Old Watermill
Mill Lane
Brigstock
Northamptonshire
NN14 3HG

Registered number of holder, for example company number, charity number (where applicable)

6594177

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Scott Richard Holland

State whether access to the premises by children is restricted or prohibited

No

Signed:

A black rectangular redaction box covering the signature of the Health Services Manager.

Date: 21 February 2020

Name: Russ Howell
Position: Health Services Manager
For and on behalf of the Licensing Authority

This premises licence **14/00815/LAPNEW**
has been issued by Kettering Borough Council,
Municipal Offices, Bowling Green Road, Kettering, NN15 7QX
Tel 01536 534291 Fax 01536 532424
www.kettering.gov.uk

Our Reference No: 20/00379/LAVDPS

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