

**ALCOHOL AND ENTERTAINMENT LICENSING PANEL HEARING
APPLICATION FOR A PREMISES LICENCE**

Tuesday 2nd November 2021 @ 13.30

**The Council Chamber
Broxtowe Borough Council
Foster Avenue
Beeston
Nottingham
NG9 1AB**

Applicant:	Ms Mei Mei Huang
Premises applied for:	The Queens Head 34 Main Street Kimberley Nottingham NG16 2LL
Type of application:	S17 Licensing Act 2003 Application for a new premises licence following revocation of previous licence on 10 November 2020
Date application received	09.09.2021
Consultation period end	05.10.2021
Licensable Activities applied for:	Provision of Films Provision of Indoor Sporting Events Provision of Live Music Provision of Recorded Music Provision of Performance of Dance Late Night Refreshment Sale of Alcohol
Variation(s) applied for:	N/A
Hours applied for:	Sunday – Wednesday 10:00 – 23:00 Thursday 10:00 – 00:30 Friday – Saturday 10:00 – 04:00 Seasonal Timings as application form
Hours open to Public:	Sunday – Wednesday 05:00 – 00:30 Thursday 05:00 – 01:30 Friday – Saturday 05:00 – 04:00 Seasonal Timings as application form
Proposed Designated Premises Supervisor	Juan Hau Chen

Steps applicant proposes to take to promote the Licensing Objectives.	See application form Section 18			
Representations:	Licensing Objectives			
	Crime and Disorder	Public Safety	Public Nuisance	Protection of Children from harm
Responsible Authorities				
Police	X		X	
Planning	NONE			
Environmental Health – Health and Safety	X	X	X	
Environmental Health – Noise				
Fire Service	NONE			
Safeguarding Children’s Partnership	NONE			
Trading Standards	NONE			
Immigration	NONE			
Public Health	NONE			
Interested Parties				
Mrs Charlotte Milne	X			
Mr Joseph Baker	X			
Mr Tony Mason	X	X	X	
Liz Mitchell			X	
Pym Westrick	X			
Mrs Catherine Bishop	X		X	X
Miss Rebecca Conway	X			
Mr Samuel Boneham	X	X	X	
Mrs Yvonne Warhurst	X			
Mr Nick Cobb	X			
Ms Michelle Charlton	X		X	
Zenon Brown	X		X	
Chloe Spencer	X		X	
Mr Wayne Bennett	X		X	
Mr David Collishaw	X		X	
Ms Gloria Morgan			X	
Mrs Penelope Westrik			X	
Mr Trevor Rood			X	
Mrs Suzie Green			X	
Mrs June Tustain	X	X	X	
Ms Sonia Toomey	X		X	
Mr Neil Doherty	X		X	
Ms Samantha Dale			X	
Attendances on behalf of the Applicant:	MS Mei Mei Huang		Yes	
	Mr Juan Hau Chen		Yes	

	TBC	
Attendances on behalf of Interested Parties	TBC	
NOTE: An independent accredited translator has been provided by Broxtowe Borough Council		
Attached documents	<ul style="list-style-type: none"> • Application • DPS Consent Form • Plan • Relevant representations • Decision notice of revocation of previous licence issued 10 November 2020 • Note: Further supporting evidence from Nottinghamshire Police to follow 	

Focus of hearing:

The Panel may first need to consider whether the public should be excluded during part or all of the hearing of this matter under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005.

14. Hearing to be public

- (1) Subject to paragraph (2), the hearing shall take place in public.
- (2) The licensing authority may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing, or that part of the hearing, taking place in public.
- (3) For the purposes of paragraph (2), a party and any person assisting or representing a party may be treated as a member of the public.

Representations have been received relating to the licensing objectives as follows:

- **Prevention of crime and disorder**
- **Public safety**
- **Prevention of public nuisance**
- **Protection of children from harm**

Those making representations may wish to consider any conditions that they would like the Licensing Committee to consider attaching to the licence if they are minded to grant it.

The issues coming before the panel should be addressed as follows:

Relevance of representations.

- Protection of children from harm relates to the moral, psychological and physical safety of children within the premises.
- What weight should be given to the representations.

Consideration of the application

Whether upon consideration of the facts, that the grant of an application by Ms Huahg in the terms applied for will undermine the above mentioned licensing objectives.

In considering this application, the Alcohol and Entertainment Sub-Committee will have regard to:

The representations from the Interested Parties

The previous history of the premises and applicant.

The Licensing Act 2003, and in particular:

S4 General duties of licensing authorities

- (1). A licensing authority must carry out its functions under this Act ("licensing functions") with a view to promoting the licensing objectives.
- (2). 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.
- (3). 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.

S18 Determination of application for premises licence

- (1) This section applies where the relevant licensing authority—
 - (a) receives an application for a premises licence made in accordance with section 17, and
 - (b) is satisfied that the applicant has complied with any requirement imposed on him under subsection (5) of that section.
- (2) Subject to subsection (3), the authority must grant the licence in accordance with the application subject only to—
 - (a) such conditions as are consistent with the operating schedule accompanying the application, and
 - (b) any conditions which must under section 19, 20 or 21 be included in the licence.
- (3) Where relevant representations are made, the authority must—
 - (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
 - (b) having regard to the representations, take such of the steps mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the licensing objectives.
- (4) The steps are—

- (a) to grant the licence subject to—
 - (i) the conditions mentioned in subsection (2)(a) modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and
 - (ii) any condition which must under section 19, 20 or 21 be included in the licence;
 - (b) to exclude from the scope of the licence any of the licensable activities to which the application relates;
 - (c) to refuse to specify a person in the licence as the premises supervisor;
 - (d) to reject the application.
- (5) For the purposes of subsection (4)(a)(i) the conditions mentioned in subsection (2)(a) are modified if any of them is altered or omitted or any new condition is added.
- (6) For the purposes of this section, “relevant representations” means representations which—
- (a) are about the likely effect of the grant of the premises licence on the promotion of the licensing objectives,
 - (b) meet the requirements of subsection (7),
 - (c) if they relate to the identity of the person named in the application as the proposed premises supervisor, meet the requirements of subsection (9), and
 - (d) are not excluded representations by virtue of section 32 (restriction on making representations following issue of provisional statement).
- (7) The requirements of this subsection are—
- (a) that the representations were made by a responsible authority or other person] within the period prescribed under section 17(5)(c),
 - (b) that they have not been withdrawn, and
 - (c) in the case of representations made by a person who is not a responsible authority] , that they are not, in the opinion of the relevant licensing authority, frivolous or vexatious.
- (8) Where the authority determines for the purposes of subsection (7)(c) that any representations are frivolous or vexatious, it must notify the person who made them of the reasons for its determination.
- (9) The requirements of this subsection are that the representations—
- (a) were made by a chief officer of police for a police area in which the premises are situated, and
 - (b) include a statement that, due to the exceptional circumstances of the case, he is satisfied that the designation of the person concerned as the premises supervisor under the premises licence would undermine the crime prevention objective.
- (10) In discharging its duty under subsection (2) or (3)(b), a licensing authority may grant a licence under this section subject to different conditions in respect of—
- (a) different parts of the premises concerned;
 - (b) different licensable activities.

The guidance issued under 182 of the Licensing Act 2003 (As updated April 2018)

The council’s “Statement of Licensing Policy” 2019 – 2024 and in particular:

Sections 6 and 7 of that policy

And:

POLICY 1

The Authority expects to see evidence of the effective and responsible management of the licensed premises, such as examples of instruction, training and supervision of staff and the adoption of best practice used in the leisure industry, being specifically addressed within the Operating Schedule.

REASON: To ensure the promotion of the licensing objectives.

POLICY 2

When preparing or considering applications, applicants, responsible authorities, other persons, businesses and the Licensing Authority shall, where appropriate, take into account the following matters in assessing both the potential for the Licensing Objectives to be undermined and the appropriateness of any conditions which may be offered or imposed on any resulting licence, certificate or permission:

- (i) The nature of the area within which the premises are situated.
- (ii) The precise nature, type and frequency of the proposed activities.
- (iii) Any measures proposed by the applicant in the Operating Schedule.
- (iv) The nature (principally in terms of the age and orderliness) and number of any customers likely to attend the licensed premises.
- (v) Means of access to and exit from the premises.
- (vi) The provision and availability of adequate seating and the restriction of standing areas
- vii Noise from the premises or noise arising from persons visiting the premises
- (viii) The potential cumulative impact (see below).
- (ix) Other means and resources available to mitigate any impact.
- (x) Such other matters as may be relevant to the application.

REASON: To ensure that all relevant matters are taken into consideration during the application process.

Sections 6 and 7 of the Council's Statement of Licensing Policy 2019-2024

Their duties under section 17 of the Crime and Disorder Act 1998.

ALCOHOL AND ENTERTAINMENT LICENSING PANEL

The overall intention is to hold a "directed discussion" on the issues

Procedure for hearing of application

1. The Chair will welcome everyone to the meeting
2. The Chair or Legal Advisor will explain the reason for the hearing and explain the protocol.

3. Legal Adviser will identify each of the parties to the hearing and inquire whether the parties have understood the hearing procedure and are able to see/hear and be seen/heard.
4. Chair considers requests for witnesses to be called by each of the parties (If any).
5. Chair assesses and then agrees the maximum period of time in minutes to be permitted for each party to address the relevant representations.
6. Chair invites the Applicant to outline his application and address the relevant representations and call any witnesses as agreed
7. After The applicant has spoken the Chair will invite each interested party to ask questions through the Chair
 - Responsible Authorities
 - Interested parties
 - Licensing Committee members
8. After each speaker the Chair will invite the Applicant for his representative to respond through the Chair
9. The Chair invites the Responsible Authorities to address the relevant representations and call any witnesses (if any) as agreed.
10. After each speaker the Chair will invite the Applicant to respond through the Chair
11. The Chair invites the Interested parties to address the relevant representations and call any witnesses (if any) as agreed
12. After each speaker the Chair will invite the Applicant to respond through the Chair
13. The Chair asks the parties in the following order whether they have anything further to add as a closing statement.
 - Responsible Authorities
 - Interested Parties;
 - Applicant.
14. Having clarified that all parties have had a fair hearing, the meeting will be closed and the panel will meet forthwith to determine the matter

The decision together with notification of the right to appeal will be given in writing to all parties within 5 working days of the meeting.

NB The Chair may vary the procedure as necessary to ensure that a “directed discussion” takes place.

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

Your position in the business

Home country

If your business is registered, use its registered name.
Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	Quickjay Buildings
Street	Bilston Street
District	
City or town	Willenhall
County or administrative area	West Midlands
Postcode	WV13 2AW
Country	United Kingdom

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address


Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name	Queens Head
Street	34 Main Street
District	Kimberley
City or town	Nottingham
County or administrative area	
Postcode	NG16 2LL
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	18,000

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

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

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

Current Residential Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

Building number or name	<input type="text" value="The Queens Head"/>
Street	<input type="text" value="34 Main Street"/>
District	<input type="text"/>
City or town	<input type="text" value="Kimberley"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="NG16 2LL"/>
Country	<input type="text" value="United Kingdom"/>

Applicant Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Yes No

E-mail	<input type="text" value="[REDACTED]"/>
Telephone number	<input type="text" value="[REDACTED]"/>
Other telephone number	<input type="text" value="[REDACTED]"/>
* Date of birth	<input type="text" value="17"/> / <input type="text" value="10"/> / <input type="text" value="1973"/> dd mm yyyy
* Nationality	<input type="text" value="British Citizen"/>
Right to work share code	<input type="text"/>

Documents that demonstrate entitlement to work in the UK
Right to work share code if not submitting scanned documents

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of the premises

Continued from previous page...

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

Sale and consumption of alcohol at Ground floor and 1st floor; Indoor Sporting Events at Ground floor and 1st floor; Performance of live music, playing recorded music and performance of Dance at Ground floor and 1st floor.

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

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes

No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start 10:00

End 04:00

Start

End

SATURDAY

Start 10:00

End 04:00

Start

End

SUNDAY

Start 10:00

End 23:30

Start

End

Will the exhibition of films take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be amplified

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-01:30

Sundays preceding a Bank Holiday Monday 10:00-01:30

Bank Holiday Mondays 10:00-00:30

December 24 10:00-01:30

December 26 10:00-01:30

December 27-30 inclusive 10:00-01:30

December 31 10:00-Jan.1 terminal hour

When private functions are held terminal hour = 01:30 following day.

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00am, the terminal hour shall be extended by one hour.

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Continued from previous page...

Will you be providing indoor sporting events?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be amplified

State any seasonal variations for indoor sporting events

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-01:30

Sundays preceding a Bank Holiday Monday 10:00-01:30

Bank Holiday Mondays 10:00-00:30

December 24 10:00-01:30

December 26 10:00-01:30

December 27-30 inclusive 10:00-01:30

December 31 10:00-Jan.1 terminal hour

When private functions are held terminal hour = 01:30 following day.

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00am, the terminal hour shall be extended by one hour.

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes

No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start 10:00

End 04:00

Start

End

SATURDAY

Start 10:00

End 04:00

Start

End

SUNDAY

Start 10:00

End 23:30

Start

End

Will the performance of live music take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be amplified

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-01:30

Sundays preceding a Bank Holiday Monday 10:00-01:30

Bank Holiday Mondays 10:00-00:30

December 24 10:00-01:30

December 26 10:00-01:30

December 27-30 inclusive 10:00-01:30

December 31 10:00-Jan.1 terminal hour

When private functions are held terminal hour = 01:30 following day.

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00am, the terminal hour shall be extended by one hour.

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Continued from previous page...

Will you be providing recorded music?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be amplified

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-01:30

Sundays preceding a Bank Holiday Monday 10:00-01:30

Bank Holiday Mondays 10:00-00:30

December 24 10:00-01:30

December 26 10:00-01:30

December 27-30 inclusive 10:00-01:30

December 31 10:00-Jan.1 terminal hour

When private functions are held terminal hour = 01:30 following day.

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00am, the terminal hour shall be extended by one hour.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

music will be amplified

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-01:30

Sundays preceding a Bank Holiday Monday 10:00-01:30

Bank Holiday Mondays 10:00-00:30

December 24 10:00-01:30

December 26 10:00-01:30

December 27-30 inclusive 10:00-01:30

December 31 10:00-Jan.1 terminal hour

When private functions are held terminal hour = 01:30 following day.

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00am, the terminal hour shall be extended by one hour.

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Continued from previous page...

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 23:00-02:00
Sundays preceding a Bank Holiday Monday 23:00-02:00
Bank Holiday Mondays 23:00-01:00
December 24 23:00-02:00
December 26 23:00-02:00
December 27-30 inclusive 23:00-02:00
December 31 23:00-05:00
January 1 23:00-02:00
When private functions are held terminal hour = 02:00 following day.
From one hour before the start of the following events (when televised live) until standard opening time:
-Football World Cup
-Rugby World Cup
-Olympics
On the morning of commencement of British Summer Time where the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start 10:00 End 01:00

Start End

FRIDAY

Start 10:00 End 04:00

Start End

SATURDAY

Start 10:00 End 04:00

Start End

SUNDAY

Start 10:00 End 00:00

Start End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 10:00-02:00
Sundays preceding a Bank Holiday Monday 10:00-02:00
Bank Holiday Mondays 10:00-01:00
December 24 10:00-02:00
December 25 09:00-normal terminal hour
December 26 09:00-02:00
December 27-30 inclusive 10:00-02:00
December 31 10:00-Jan.1 terminal hour
January 1 10:00-02:00
When private functions are held terminal hour = 02:00 following day.
From one hour before the start of the following events (when televised live) until standard opening time:
-Football World Cup
-Rugby World Cup
-Olympics

Continued from previous page...

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Date of birth / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Maundy Thursday 05:00-02:30

Sundays preceding a Bank Holiday Monday 05:00-02:30

Bank Holiday Mondays 05:00-01:30

December 24 05:00-02:30

December 26 05:00-02:30

December 27-30 inclusive 05:00-02:30

December 31 05:00-Jan.1 terminal hour

January 1 05:00-02:30

When private functions are held terminal hour = 02:30 following day.

From one hour before the start of the following events (when televised live) until standard opening time:

-Football World Cup

-Rugby World Cup

-Olympics

On the morning of commencement of British Summer Time where the terminal hour is later than 01:00 am, the terminal hour shall be extended by one hour.

Section 18 of 21

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

-there are sufficient competent staff on duty at the premises

-all staff will undertake training in their responsibilities in relation to the sale of alcohol

b) The prevention of crime and disorder

-door supervisor will be hired if local authority requires

-Plastic glasses to be used in the premises from 21:00hrs to close of the premises on a Friday and Saturday

-Alcohol and soft drinks will be served in plastic glasses from 21:00hrs to close of the premises on a Friday and Saturday

-A C.C.T.V system with 18 cameras has been installed and is working

-Recordings to be made available for viewing and if needed downloading immediately

-A C.C.T.V camera will be in operation at the front of the premises at all times when the premises is in use

c) Public safety

-All exit doors are easily operable without the use of a key, card, code or similar means

-Exit doors are regularly checked to ensure they function satisfactorily

-Fire resistant doors to service shafts, ducts and cupboards are kept locked shut

-Adequate and appropriate First Aid equipment and materials are available on the premises

d) The prevention of public nuisance

-Doors and windows will be kept closed when regulated entertainment is taking place

-The playing of live music in garden or outside seating areas of the premises is not permitted

-All ventilation and extract systems are designed and maintained so as to prevent noxious smells causing a nuisance to

Continued from previous page...

nearby properties

e) The protection of children from harm

-Alcohol is not available on the premises when only under 18's are permitted

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

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

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

Continued from previous page...

1. [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). 2. The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/broxtowe/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

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

Consent of individual to being specified as premises supervisor

Juan Hua Chen

I
[full name of prospective premises supervisor]

of
34 Main Street, Kimberley, Nottingham NG16 2LL

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Premises Licence

[type of application]

by
Mei Mei Huang

[name of applicant]

relating to a premises licence *[number of existing licence, if any]*

for
Queens Head 34 Main Street Kimberley Nottingham NG16 2LL

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Mei Mei Huang

[name of applicant]

concerning the supply of alcohol at

Queens Head 34 Main Street Kimberley Nottingham NG16 2LL

[name and address of premises to which application relates]

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

BROX17/01028

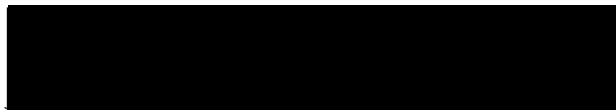
[insert personal licence number, if any]

Personal licence issuing authority

Broxtowe Borough Council

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed

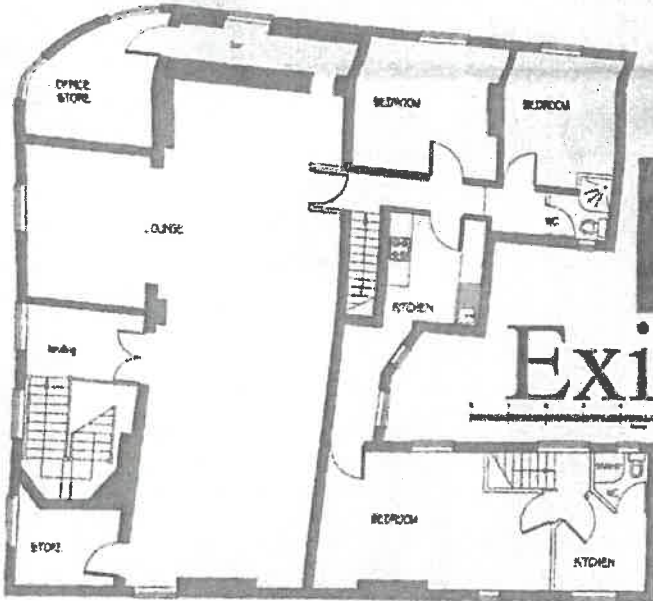


Name (please print)

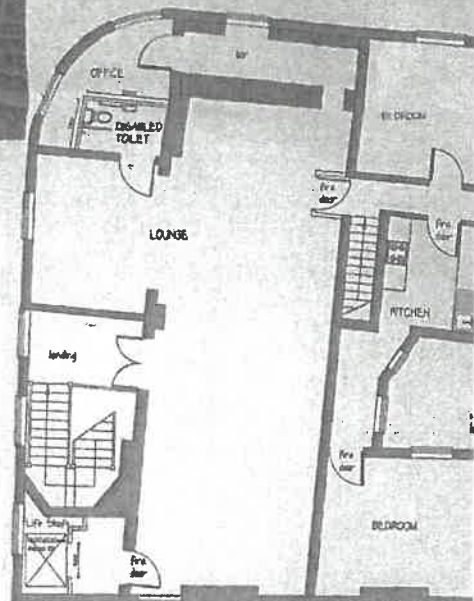
Juan Hua Chen

Date

02/09/2020

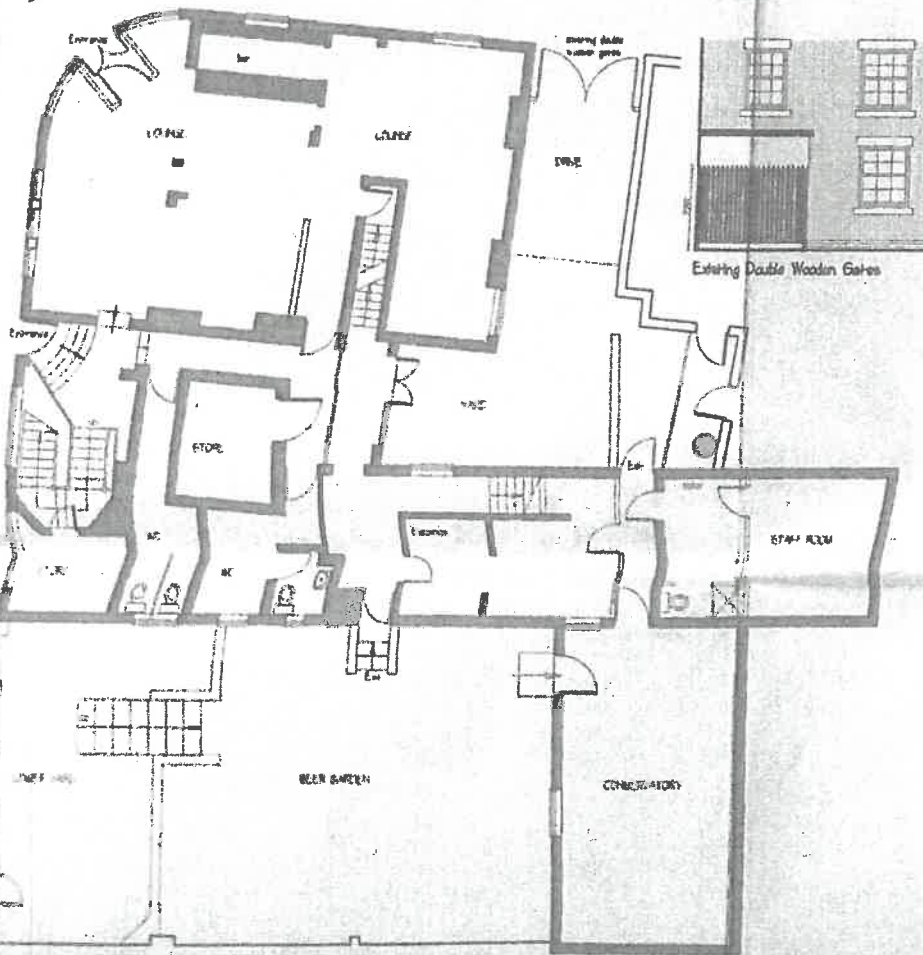


Existing First Floor Plan 1:100

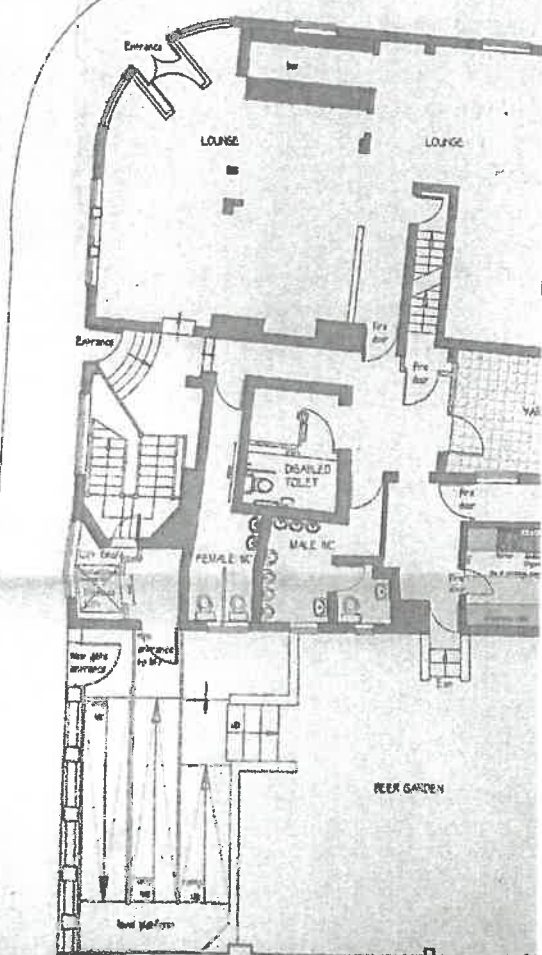


Proposed First Floor Plan 1:100

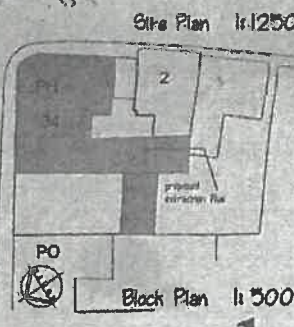
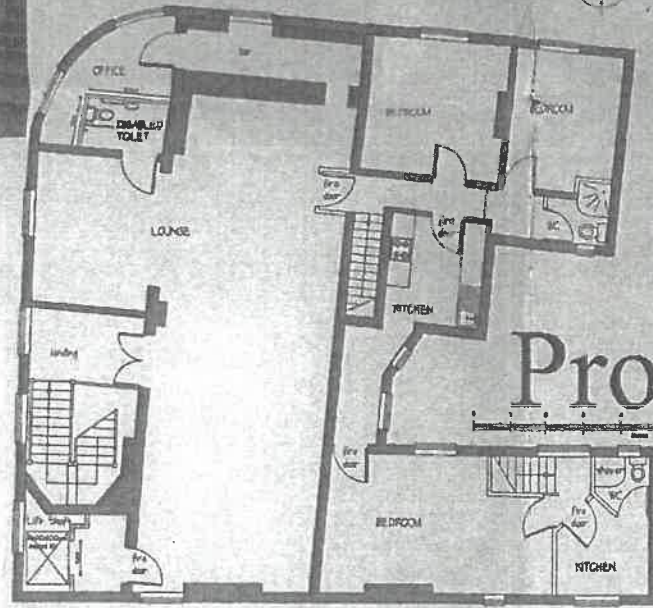
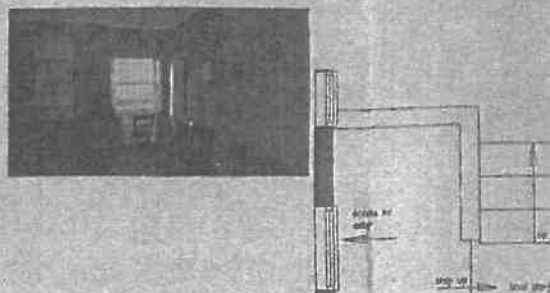
Existing



Existing Ground Floor Plan 1:100

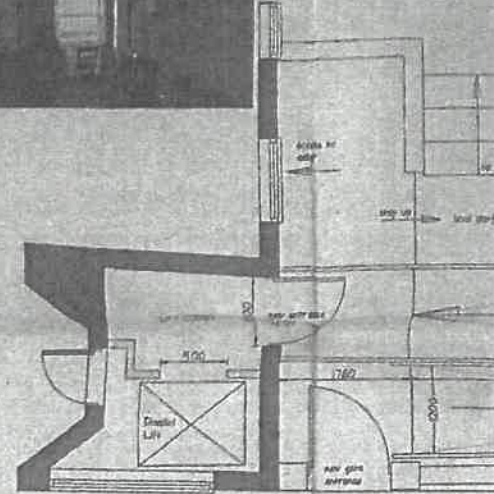


Proposed Ground Floor Plan 1:100

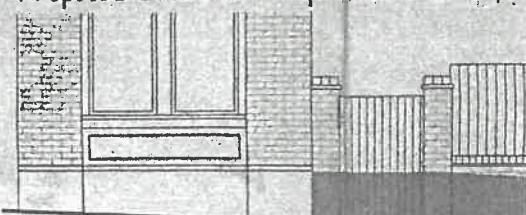


Proposed

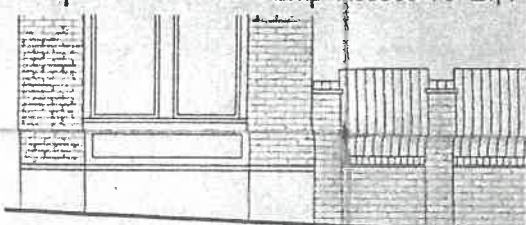
Proposed First Floor Plan 1:100



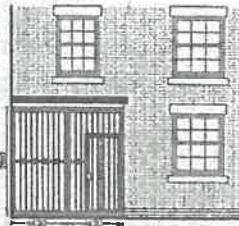
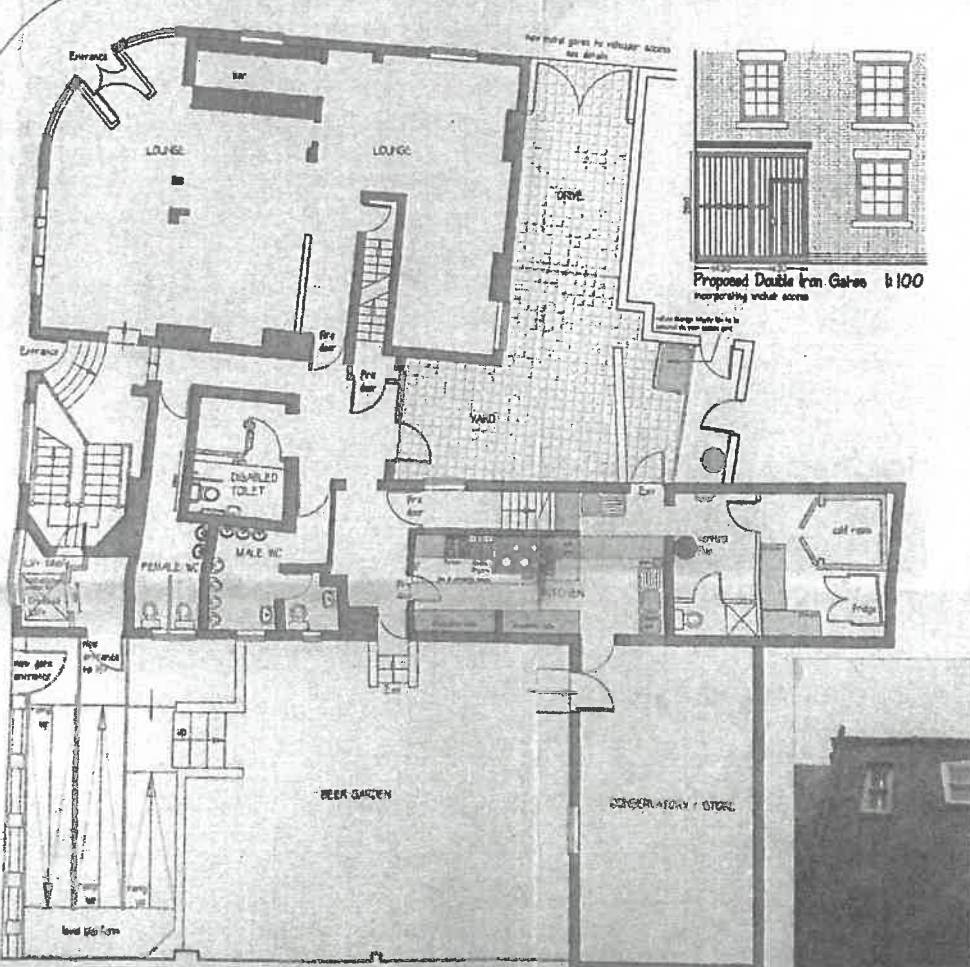
Proposed External Ramp Access to Lift



Proposed External Ramp Access to Lift

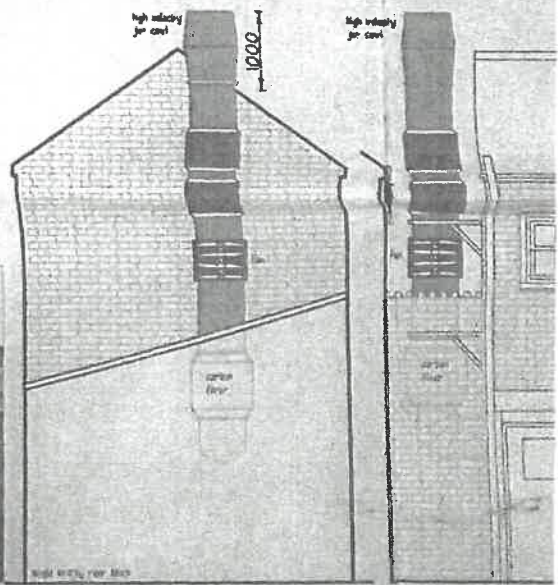


Existing Boundary Wall to Lower Yard



Proposed Double Iron Gates 1:100

All external elements of the extraction duct to be galvanneal steel with finish. Ceiling mounted fully welded stainless steel canopy above entire width of cooking equipment with minimum 250mm at end and front, fitted with stainless steel fire resistant 150/150 type grade fireproof curtains. Collection of cooking oil in receptacle below canopy plates. Suitable sized Vane-Axis centrifugal turbo fan 500mm diameter (high energy efficiency) fitted on or mounted on rear external wall to give 60 no. air changes per hour in kitchen area with minimum 100 L/min/sec, incorporating carbon filtration system 600x600x300mm deep consisting of pre filter and 3 cores, two stainless 500mm diameter ID both fitted up stream of fan, using 600mm dia. galvanneal ductwork and discharge vertically through high velocity jet core by sliding pivot lock. Kitchen to have 100 ft³/minute fresh air intake system with filter, also gas water lock device to comply with current regs. To eliminate any noise nuisance emitted from the extraction system, noise level of the fan to be made from termination will be reduced from 70.5dBA to 50.5dBA via two 500mm ID silencers fitted to the fan.



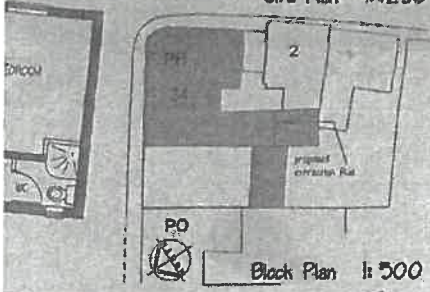
Proposed Rear Elevation

Proposed Side external extractor system & vertical flue

Proposed Ground Floor Plan 1:100

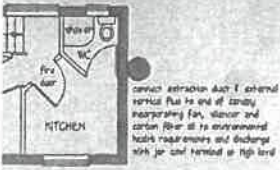


Site Plan 1:1250

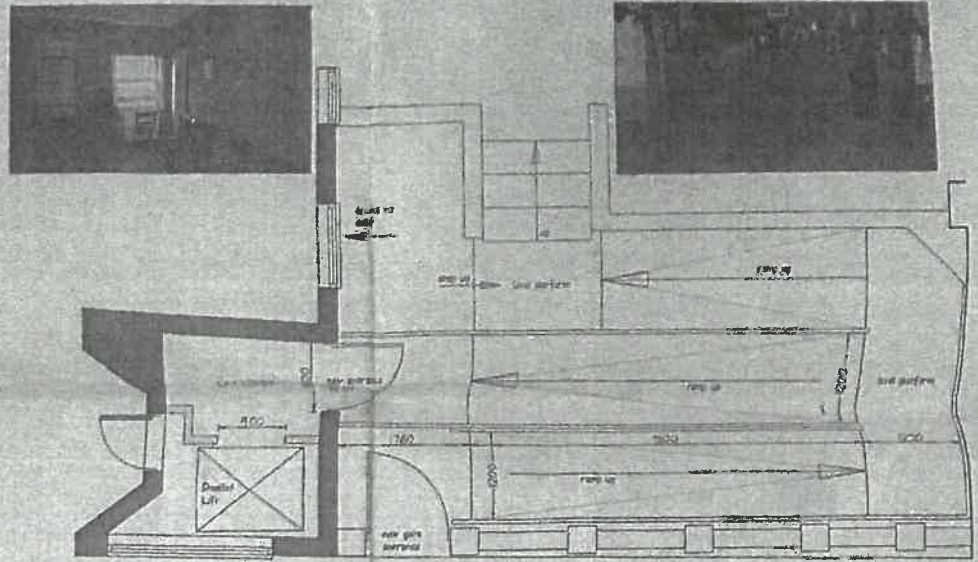


Block Plan 1:500

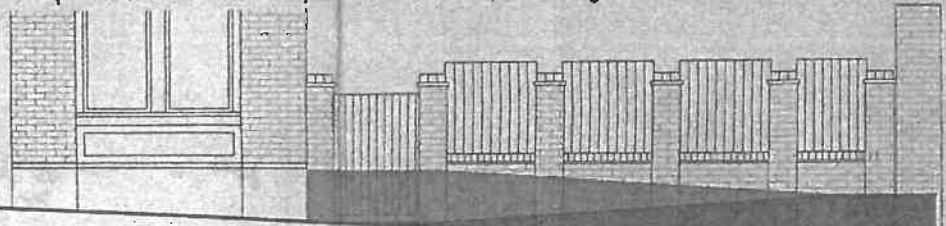
Proposed



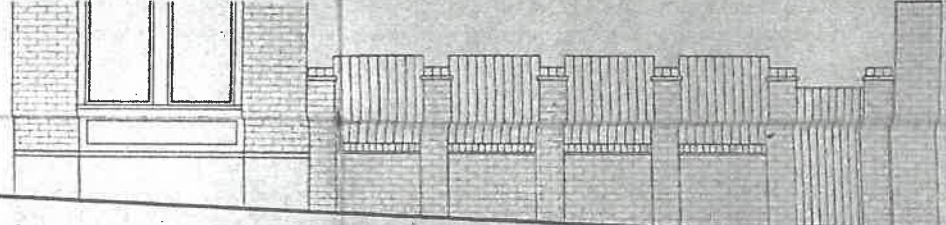
connect extraction duct to external vertical flue to end of canopy incorporating fan, slaver and carbon filter to environmental health requirements and discharge with jet and terminal at high level



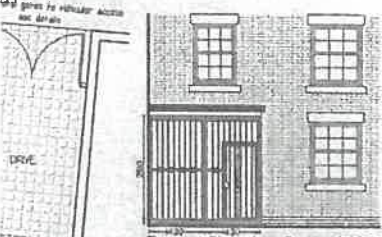
Proposed External Ramp Access to Lift Lobby 1:50



Proposed External Ramp Access to Lift Lobby

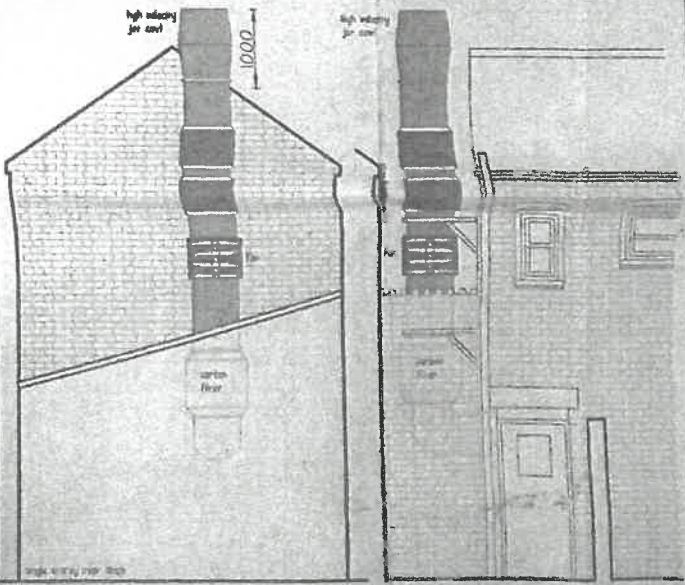
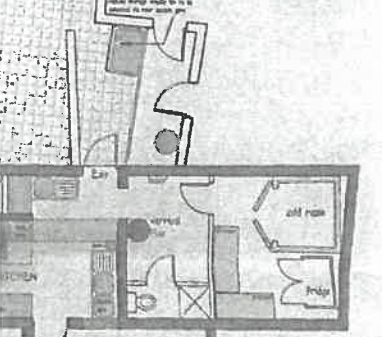


Existing Boundary Wall to Lower Yard



Proposed Double Iron Gates 1:100

All external elements of the extraction flue to be galvanneal steel 1.5mm.
 Ceiling mounted fully welded stainless steel canopy above canopy side of ceiling supported with stainless steel 250mm at end and front, fitted with stainless steel fire resistant baffle type gravel filter ensuring maximum collection of cooking oil in receptacle below canopy plenum.
 Specially rated Vort-Ax centrifugal turbo fan 300mm diameter (high energy efficiency) fitted on anti-vibration mountings on rear external wall to give 60 no air changes per hour in kitchen area with minimum hood velocity 1.6m/sec, incorporating carbon filtration system 600x600x500mm deep containing pre-filter and carbon filter units. Two slavers 300mm diameter ID both fitted up stream of fan using 600mm dia galvanneal mild steel ductwork and discharge vertically through high velocity jet can be slaver and loss kitchen to have up to 2000 ft³/minute fresh air intake system with filter, also gas leak lock device to comply with current regulations.
 To eliminate any noise nuisance emitted from the extraction system, noise level of the fan to be measured or test from termination will be reduced from 70 dBA to 50 dBA via two 300mm ID slavers fitted to upstream of the fan.



Proposed Rear Elevation Proposed Side Elevation

INTEGRATED DESIGNS
 ASSOCIATES LTD
 ARCHITECTURE SERVICES & CONSULTING ENGINEERS

38 Old Walsall Road,
 Great Barr,
 Birmingham, B42 1NP

Tel: 0121 358 2233
 Fax: 0121 357 7492
 Email: contact@integratedesigns.co.uk

Party Wall Act 1996 - The above is the building corner, and on each should take necessary steps to comply with the act where applicable.

CRB - It is the client's responsibility to take all necessary steps to fully comply with the CRB regulations 2002. The designer has taken necessary steps to avoid being involved, unless the client provides a written consent to be named in the design of the building.

These drawings are for Planning and Building Regulations approval only. Final dimensions must be taken in accordance with the contract.

All dimensions must be checked on site by the contractor. Notices of any discrepancies, before commencing work, to enable it to be corrected before construction commences. No part of this drawing shall be used without the written consent of the architect.

The drawings are shown in black on the finished paper and do not show any dimensional or positional tolerances.

Project:
 Proposed Ramped Access to Lift Lobby,
 Kitchen & External Extraction Flue, &
 Metal Gates to Vehicular Drive
 Location:
 Queens Head
 34 Main Street, Kimberley
 Nottingham NG16 2LL

Client:
 Mr Chen

Scale:
 1:100 / 1:50 @ A1

Drawing No.	Date	Checked
TW/250101	16 Jan 2017	

[REDACTED]

From: [REDACTED]

Sent:

07 September 2021 23:20

To: [REDACTED]

Subject:

Queens head

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Evening,

I have real concerns over the new application for a liquor licence for the queens head Kimberley.

There was lots of problems when it was open before, if it's open until 4am this worries me. Kimberley is a lovely place to live, I don't want it to go back to the old days where it had a bad reputation.

I also don't feel the owners of the pub will run it in a responsible manner or that there is a call for it to be open until those hours.

Kind regards

[REDACTED]

[Get Outlook for iOS](#)

[REDACTED]

From:

Sent:

[REDACTED]
08 September 2021 10:19

To:

Subject:

[REDACTED]
Objection to the 4am opening hours requested by owners of the Queens Head
Kimberley

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

[REDACTED]

As a resident of Kimberley Nottinghamshire I am concerned about the application by Queens Head Kimberley to extend it's operating hours till 4AM.

Besides the tainted history of this particular venue (which I believe is still under the same ownership/management), allowing them to stay open till 4am will likely cause more trouble then it is worth in our local community. Our community isn't geared towards early morning parties and live music or a constant flow of intoxicated person roaming the streets till 4am in the morning.

We already have social problems with intoxicated persons walking home late at night at 12am on weekends singing and verbally abusing one another in their drunken frame of mind while many of us are trying to get a good nights rest before work resumes the next day, be it a job, caring for our families or a desire for a bit of peace and quiet on our weekends.

While I personally am fine with a normal 1am or 2am closing time I do object to the 4am closing time that this particular establishment has requested!

Sincerely

[REDACTED]

2
PLANNING
27 SEP 2021



**Broxtowe
Borough
COUNCIL**

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
Beeston, Nottingham NG9 1AB
Tel: 0115 917 3241
Fax: 0115 917 3131
Email: licensing@broxtowe.gov.uk**

Licensing Act 2003

Form of Representation by an Interested Party

Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious.

Whilst any of these persons may act in their own right, they may also request that a representative makes the representation to the licensing authority on their behalf. A representative may include a legal representative, a friend, a Member of Parliament or a local ward or parish councillor who can all act in such a capacity.

Please indicate in which capacity you are making this representation by ticking a box below:

- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

1. **The Prevention of Crime and Disorder**
2. **Public Safety**
3. **Prevention of Public Nuisance**
4. **The Protection of Children from Harm**

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority.

In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Local Authority by the Magistrates Court, starting on the day after the day the notice was received.

Please enter contact details of interested party below:

Name:	[REDACTED]
Address:	[REDACTED]
Postcode:	[REDACTED]
Tel:	[REDACTED]
Email:	[REDACTED]

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Queens Head
Address of Premises:	Kimberley
Application Details:	Late licence until 0400

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

- The Prevention of Crime and Disorder**
- Public Safety**
- Prevention of Public Nuisance**
- The Protection of Children from Harm**

Details of representation:

Kimberley is classed as a town but in effect it is a large village.

There are numerous licenced premises in the area and all have a late night restriction.

The Queens Head has had a poor reputation for regulating the ages of drinkers and this in the past has caused public disorder.

If this late licence is approved it will attract late night drinkers from surrounding areas to get a taxi into Kimberley to continue drinking.

Public safety is also an issue as the pub is on Main Street and there is a danger to passers by from poor behaviour and also there is a danger to pub users from traffic.

Public nuisance will be inevitable when people leave the pub and the noise already generated by drinkers leaving the local pubs on a Friday and Saturday is a nuisance but acceptable at midnight.

The opening of the Queens Head as a public house is perfectly acceptable but not with a late licence which will inconvenience local residents to an unacceptable level

Please continue on separate sheet if necessary

Once the Licensing Section has received this form you will receive a written acknowledgment and you may be contacted to discuss the issue prior to any referral to a sub-committee hearing.

Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above (please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

x

Please tick this box if you do not intend to attend or be represented at any hearing.

x

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing or otherwise orally at the hearing.

Signed:



NAME:

Date: 25/09/24

Please return this form to the following address:

Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB

Telephone 0115 917 3496
Email: licensing@broxtowe.gov.uk

PRIVACY NOTICE

[REDACTED]

From:

Sent:

[REDACTED]
08 September 2021 09:45

To:

John Miley

Subject:

Queens head Kimberley Nottingham

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello my names [REDACTED]. I've recently seen a post on Facebook about the queens head and I want to put in an objection regarding the opening hours. As I've lived in my home for 15 years, the music that comes from the main road is seriously loud as it is and now plans are in place for the queens head to be open till 4am, please tell me I'm not actually the only one who is concerned.

Many thanks



From:
Sent:
To:
Subject:

07 September 2021 21:25

Queens Head, Kimberley - License

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.



Regarding the licensing proposal for the Queens Head in Kimberley, the suggested hours are quite clearly ridiculous.

Closing times of 4am surely cannot be considered as reasonable in Kimberley. Nottingham city centre is policed and naturally hosts nightlife like any other city, and still, most bars do not stay open this late.

Kimberley is not set up for this type of venue and we will not welcome the inevitable increase in the amount of trouble and disorder that this will bring to our town.

There are already plenty of very nice places to enjoy a drink in the town, and would suggest that the property is perhaps put to better use, maybe offering something new to the area? If it is to become another bar, please align their hours with the other local pubs.

Regards,



[REDACTED]

From:

Sent:

[REDACTED]
07 September 2021 17:40

To:

Subject:

[REDACTED]
Queens head Kimberley [REDACTED]

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear sir , my response to there proposals are please don't allow it , Zeon is enough to drive you mad every Friday and Saturday,the thought of two of them competing for customers,the music (noise) getting louder,all the trouble the queens caused with underage drinking,not complying to covid restrictions because they don't care scares me , I live opposite said pub and before they were closed it was unbelievable what they got away with, please don't allow it to reoper [REDACTED]
[REDACTED]

[REDACTED]

From:

Sent:

[REDACTED]
07 September 2021 16:08

To:

Subject:

[REDACTED]
Queens head

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good afternoon [REDACTED] hope this email finds you well.

I am sure you will be inundated with complaints regarding the new license application for the Queens head Kimberley, and unfortunately I do feel I have to briefly comment on the matter.

During the time the queens head was open, partially 2019, [REDACTED]

[REDACTED]
I witnessed a number of people on the pub watch banned list drink freely in the queens head establishment, lots of fights and smashed glasses outside the premises and extremely rude staff whenever trying to converse with them personally that clearly have a "we can do what we like" attitude.

I would hope it is not the same owners applying and if so I will be appalled if this is granted, especially at the requested opening hours. 4am is a smack in the face for local residents and is only asking for trouble at any pub in a city, let alone a small town like Kimberley. I am sure you are aware of this and will take into consideration everyone's concerns, but please accept this email as an objection to the current application as it stands from a local resident.

Many thanks
[REDACTED]



**Broxtowe
Borough
COUNCIL**

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
Beeston, Nottingham NG9 1AB
Tel: 0115 917 3241
Fax: 0115 917 3131
Email: licensing@broxtowe.gov.uk**

Licensing Act 2003

Form of Representation by an Interested Party

Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious.

Whilst any of these persons may act in their own right, they may also request that a representative makes the representation to the licensing authority on their behalf. A representative may include a legal representative, a friend, a Member of Parliament or a local ward or parish councillor who can all act in such a capacity.

Please indicate in which capacity you are making this representation by ticking a box below:

- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises

•	yes
•	
•	
•	

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority.

In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Local Authority by the Magistrates Court, starting on the day after the day the notice was received.

Please enter contact details of interested party below:

Name:	[REDACTED]
Address:	[REDACTED]
Postcode:	[REDACTED]
Tel:	[REDACTED]
Email:	[REDACTED]

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Queens Head, Kimberley
Address of Premises:	Queens Head, 34 Main St, Kimberley, Nottingham NG16 2L
Application Details:	New Premise License Application covering Sale and consumption of alcohol at Ground floor and 1st floor; Indoor Sporting Events at Ground floor and 1st floor; Performance of live music, playing recorded music and performance of Dance at Ground floor and 1st floor

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

Details of representation:

In regard to the recent license application made for the Queens Head in Kimberley. I would like to express my concerns at the suggested opening and closing times for the establishment. Granted Kimberley is a thriving little town with many pubs/bars however the late times indicated on the license application seem to me a little extreme. We are not a city centre and do not require a 4am licensed establishment. A further point to the opening and closing time is that I know Bar Zeon had to fight for a late license and were only recently granted it after a 'probation period' to prove they would be managing their establishment and the customers exiting it properly and with respect to the local community. This should certainly be applied to the license application for Queens Head.

My second cause for concern is the individual making the license application. Is this individual associated with the previous license holders, because if so one can only imagine it is a way to circumvent the previous license holders revoked license. I have been informed that the applicants are indeed the same as previous license holder, which given the poor management and history of their time at the Queens Head causes me concern for how this application if successful will be any different.

I have worked in the pub industry for 11 years, managing pubs/restaurants for 7 of those years, I hold a personal license so my third point comes from experience. My third point speaks to the management of the Queens Head, I visited once before lockdown and the level of management was zero. It was of no surprise to me that it was closed down due to flouting numerous Covid Regulations and the law regarding the sale of alcohol and the poor management.

I am sure you will receive many objections from local residents who live in a close proximity who will tell you of multiple incidents revolving from the Queens Head. I would see most of these incidents on my way home from work. Multiple occasions I would witness police officers attending disturbing scenes of public nuisance and what was clearly anti-social behaviour.

I fear we will return to the same old problems which will cause great upset within the local community and to local businesses, such as Bar Zeon, who have worked so hard to improve the reputation of that particular area of Kimberley.

If this application was to be granted, from a stand point of many years of experience within the industry it could be granted with much stricter and earlier time constraints and certainly a probationary period should be enforced should application be granted. The Queens Head requires an experienced landlord/manager to ensure the problems of the past do not become problems of the present. If the license applicant can not either themselves or employment of such individuals meet that criteria then I would be hesitant to grant the application.

To conclude as it stands currently with the proposed open/close times of the license application, the history of the applicants time at the Queens Head and in the absence of a vetted, experienced, well referenced manager I have to formally submit my objections to the application for the license of the Queens Head in Kimberley as I fear it will be a detriment to our community through anti-social behaviour, excessive noise pollution, the re-emergence of crime and situations requiring police presence in Kimberley.

Please continue on separate sheet if necessary

Once the Licensing Section has received this form you will receive a written acknowledgment and you may be contacted to discuss the issue prior to any referral to a sub-committee hearing.

Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above (please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Please tick this box if you do not intend to attend or be represented at any hearing.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed:

[Redacted Signature]

...

.....

PRINT

NAME:

[Redacted Print Name]

[Redacted Name]

Date:

...08/09/2021.....

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB**

Telephone 0115 917 3496

Email: licensing@broxtowe.gov.uk

PRIVACY NOTICE

Broxtowe Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. We may

[REDACTED]

From:

Sent:

[REDACTED]
08 September 2021 20:09

To:

Subject:

[REDACTED]
Queens head Kimberley

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I strongly object to the licence being given to the above public house.

[REDACTED] we are already sick of the noise blaring out of the gate inn at 1 am.

The last time the queens was open I constantly rang the police regarding fighting.

One night I had 2 Lads jumping on my car bonnet.

Regards

[REDACTED]

Sent from Yahoo Mail on Android

[REDACTED]

From: [REDACTED]

Sent:

08 September 2021 19:35

To: [REDACTED]

Subject:

Queens Head

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

[REDACTED]
My name is [REDACTED]

I've received some news today that The Queens Head has applied for a new premises licence. There is much local concern about this, given the issues that it caused prior to its licence revocation last year - in particular if the previous owners are in any way involved with the new venture.

The primary concern is the proposal to open until 0400 on Friday and Saturday. This seems ludicrous in such a small town. We have numerous issues with people drunkenly shouting from the town centre up our street on a weekend evening as it is, typically between midnight and 0100. It would be hideous to think that this would go on even later.

I'd also be concerned that such a late-opening venue would attract people from all over the local area in to Kimberley and the venue and its surroundings would become a focal point for anti-social behaviour in the early hours which I doubt the local police would have the capacity to respond to quickly and would cause unnecessary disruption to local residents.

I'd be grateful for your thoughts.

[REDACTED]

[Get Outlook for Android](#)

[REDACTED]

From: [REDACTED]

Sent:

09 September 2021 13:00

To: [REDACTED]

Subject:

The Queens Head Kimberley Application for new premises licence

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello,

I am writing to oppose the request of the Queens head application for a new premises licence on the grounds of:

The late licencing request to remain open Friday and Saturdays until 4am, and new years eve until 5am.

Kimberley is a small town, and I see no reason when people live in close proximity to have any public house or venue remain open until this unreasonable time. It is going to greatly impact on the people who live in immediate proximity, with loud music, noise and rowdy customers leaving the venue.

Kimberley in the past when for example Dillinger's was open has had issues with late licences due to the trouble that resulted from drunk individuals fighting and causing trouble and I don't believe there is a big need for such unsociable opening hours.

Zeon bar also requested a late licence which was denied until 2am and so feel that if this is allowed for the Queens Head which has previously lost its licence, was known for drugs and anti social behaviour is granted this licence then there is no fairness to Zeon bar which has even employed door security and has yet to cause disruption to the local area.

For those who wish to drink and party until the early hours, Kimberley is in easy travel distance of Ilkeston, Hucknall and even Nottingham City Centre.

By re-allowing pubs in Kimberley to open until 2am gone, it is going to impact on everyone, Trent Barton buses refused in the past to drive through due to the issues, therefore penalising those who work and use the service to go home etc and the likes of the Queens head and late licences has always attracted drug issues and anti social behaviour and with all fairness it don't matter how good the owners of the establishment are, they are not going to be able to control what happens when closing.

[REDACTED]

Sent from [Mail](#) for Windows

[REDACTED]

From: [REDACTED]
Sent: 09 September 2021 23:30
To: [REDACTED]
Subject: Queens Head Kimberley - planning to extend times

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Dear Sir, I strongly object to the King's Head having it's hours extended. Kimberley is a small town/village. We need to do all we can to keep crime to a minimum here in which ever way we can.

With no buses going through the town at night, you (I mean the people who live in the town by the Kings Head - not the planners or the King's Head staff even) would have to put up with 4 - 5am brawls, loud noise, broken street furniture, sick, urine, potential criminal damage to homes, and the list goes on.

Let's keep Kimberley as a pleasant and safe place to live. Allow its residents to not suffer City type issues where there is a reasonable police presence to cope with it.

If this licence is agreed, I will expect answers from officials if the above negatives occur. I will also expect police presence during these unsociable hours to protect the above mentioned from occurring and not just left to the landlord of the King's Head. Let's face it, they would not deal with things once they've spilled on to the streets and down side roads.

Thank you.
[REDACTED]

Kimberley town resident.

Subject: FW: Objection! Queens head Kimberley
Attachments: Form of representation MAY 2018 GDPR.doc; How to Object to an application.pdf

From: [REDACTED]
Sent: 10 September 2021 10:13
To: [REDACTED]
Subject: Objection! Queens head Kimberley

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning

I have seen the post on Facebook regarding the queens head in Kimberley and I object to them reopening. The trouble that pub has caused to businesses and residents is outrageous with drugs being done in there, under age drinkers which I know who some of them are! Fighting and partying till all hours of the morning 3/4am when it was open and also urinating on business shop fronts and residents alleyway access to businesses which is disgusting and stinks which we have to clean!

There has been so much trouble including the countless times the police have been called out, as a business in Kimberley which I do not wish to name we have had a window smashed, our door kicked in which resulted in paying out our own pockets to pay for the stupidity of others whilst on drink and drugs all due to the queens head!

we as a community have all spoken on behalf of James street and the main road businesses and residents about it we are fed up with it and do not want it to reopen!

I have seen it all for myself what goes on in there. It resulted in me getting CCTV installed just to keep an eye on the pub so if there was any more trouble I could capture it.

not long after it got closed down and had its licence revoked which we were all so pleased about. So yes speaking on behalf of residents and businesses we all object for it reopening! keep it closed!

[REDACTED]

From: [REDACTED]

Sent:

10 September 2021 12:45

To: [REDACTED]

Subject:

Queens head.

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello. [REDACTED] and would just like to raise the concerns that I have regarding the licencing application. I am very concerned about the security of the post office being right next door. Whilst my office is fully alarmed and has rapid response from police there is an element of unsavoury people that may think it a good idea to have a go at the post office in the early hours. I know for a fact that drugs were openly being sold outside and weapons have been used.

I also have my tenants above [REDACTED] to consider especially if it's going to be open until 4am. I.e. noise. Cars. shouting. arguing etc.

Regards
[REDACTED]

23 SEP 2021



**Broxtowe
Borough
COUNCIL**

Ref. To:

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
Beeston, Nottingham NG9 1AB
Tel: 0115 917 3241
Fax: 0115 917 3131
Email: licensing@broxtowe.gov.uk**

Licensing Act 2003

Form of Representation by an Interested Party

Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious.

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Please indicate in which capacity you are making this representation by ticking a box below:

- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

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Please enter contact details of interested party below:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	
Address of Premises:	Queens Head, Kimberley
Application Details:	Licensing Hours.

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

Details of representation:

As a resident of Kimberley, living close to the Queens' Head, I read with surprise the proposed opening hours.

There are many working people in the vicinity. The noise and disruption of people visiting these premises would be most undesirable, with excess noise, litter, and parking problems. There has been an increase in late night noise, with shouting and swearing, and this would only make matters much worse.

This application may be suitable for a busy city centre on a weekend, but is totally unsuitable for a quiet working village like Kimberley.

Please continue on separate sheet if necessary

Once the Licensing Section has received this form you will receive a written acknowledgment and you may be contacted to discuss the issue prior to any referral to a sub-committee hearing.


Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above (please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).




Please tick this box if you do not intend to attend or be represented at any hearing.



If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed: 

PRINT NAME: 

Date: 1/9/21

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB**

Telephone 0115 917 3496

Email: licensing@broxtowe.gov.uk

PRIVACY NOTICE

Broxtowe Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. We may need to share your information with service providers and other departments within Broxtowe Borough Council to ensure that you receive the best possible service. If so, this will be made clear in our privacy notice. We will not share your information with third parties for marketing purposes or any other reason unless required to do so by law.

For more information explaining how we protect and use your information please see our privacy policy at <https://www.broxtowe.gov.uk/about-the-council/communications-web-social-media/legal-privacy/>

BROXTOWE B.C.
LEGAL & PLANNING
16 SEP 2021

Ref To:



**Broxtowe
Borough
COUNCIL**

Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
Beeston, Nottingham NG9 1AB
Tel: 0115 917 3241
Fax: 0115 917 3131
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Licensing Act 2003

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- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises

x
•
•
•


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1. The Prevention of Crime and Disorder
2. Public Safety
3. Prevention of Public Nuisance
4. The Protection of Children from Harm

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Please enter contact details of interested party below:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	As above
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Meimei Huang
Address of Premises:	Queens Head Public House
Application Details:	34 Main Street Kimberley Nottingham
	NG16 2LL
	Not known
	Not known

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

Details of representation:

As per your notice please accept this as a representation in writing to object to the application for a licence until 4.00am on Fridays and Saturdays at The Queens Head. I am a Kimberley resident living quite near the pub. While the landlord may consider 4.00am to be "early hours of the morning", I consider it to be the middle of the night, and beyond the reasonable opening hours of any pub. Because most licenced premises shut a good deal earlier than this, I would expect drinkers to travel from far and wide to be able to continue drinking until 4.00am. I would expect the level of noise during drinking hours, and especially at closing time, would be very unsociable and likely to cause a disturbance in the neighbourhood, including a great deal of vehicle noise in the car parks on Newdigate Street and Victoria Street (which I personally would be affected by). I appreciate that the landlord is not responsible for the behaviour of his patrons after they have left the premises, but the proposed closing time of 4.00am would be the landlord's responsibility. What might be considered acceptably boisterous behaviour at 4 o'clock in the afternoon most certainly would not be acceptable at 4 o'clock in the morning.

Please continue on separate sheet if necessary

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If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed: 

PRINT NAME: 

Date: 15 Sept. 2021

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB**

Telephone 0115 917 3496
Email: licensing@broxtowe.gov.uk

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For more information explaining how we protect and use your information please see our privacy policy at <https://www.broxtowe.gov.uk/about-the-council/communications-web-social-media/legal-privacy/>

66



**Broxtowe
Borough
COUNCIL**

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster
Avenue,
Beeston, Nottingham NG9
1AB**

Tel: 0115 917 3241

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licensing@broxtowe.gov.uk

Licensing Act 2003

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Please enter contact details of interested party below:

Name:		
Address:		
Postcode:		
Tel:		
Email:		

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Meimei Huang
Address of Premises:	The Queens Head Main Street Kimberley
Application Details:	Licensing Act 2003 Premises Licence

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

- The Prevention of Crime and Disorder**
- Public Safety**
- Prevention of Public Nuisance**
- The Protection of Children from Harm**

[redacted] which is in close proximity to the Queens Head and prior to them being closed down last year were without fail affected by the noise and disturbances carrying on either from customers in the adjacent beer garden till 4am or outside on the Main Street every weekend. We could not sleep with the windows open as the noise from people speaking, shouting over each other and sometimes singing fuelled by alcohol till 4 in the morning was just too much. Even with the windows closed we could still hear it and keep us awake and made even more uncomfortable as it was the summer months so trying to sleep with windows closed was not pleasant. On a couple of occasions I phoned the police when it got too much especially when there were obvious confrontations going on there. The mornings after the nights before walking through Kimberley past the Pub wasn't a pleasant experience either due to broken bottles, debris and occasional piles of vomit on the pavement. To hear this Pub under the same people wants to reopen under the same circumstances is extremely disappointing and very worrying especially when you know they will do nothing to address any problems this will cause.

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Yes

x

Please tick this box if you do not intend to attend or be represented at any hearing.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed: ... [redacted]

PRINT NAME [redacted]

Date:18/09/21.....

Please return this form to the following address:

[REDACTED]

From:

Sent:

[REDACTED]
13 September 2021 11:28

To:

Subject:

[REDACTED]
Queen Head Kimberley

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

I hope this application is turned down, passed history of this pub shows it is badly run, they have been closed down on a few occasions which surely proves he is not a fit landlord. The ridiculous hours he is applying for if passed would result in yet more trouble in Kimberley he is incapable of managing, which passed history has proved. I thought the premises were sold to him with the proviso that it didn't open as a public house and that was the reason he opened it as a restaurant with a drinks license Regards [REDACTED]
[REDACTED]

Sent from my iPhone

[REDACTED]

From: [REDACTED]
Sent: 16 September 2021 08:08
To: [REDACTED]
Subject: Objection to late license for Queens head pub

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

[REDACTED]

I'm a local resident living on [REDACTED] I've just learned of an application for the Queens head bar at the bottom of newdigate street - and hope this time I'm not too late to raise my strong objections.

As per the email I sent about Zeon I'm emailing to raise the same concerns. I also wish to note since Zeon was granted its later license we've been disturbed by noise at kick out time - every weekend - disturbing our sleep with loud drunk customers shouting as they make their way home - exactly what I feared.

Friday and Saturday evenings at pub closing times our road is often disturbed with loud voices and drunken behaviour - as it's around midnight and it's a weekend we can (frustratingly) look the other way - we too often visit local pubs and think they are a great addition to Kimberley - yet the current noise levels are already a concern and have increased substantially since Zeon opened/ disruption to us at our end of the road is simply not on. As a family with two young kids the drunken noisy behaviour is a big concern as I raised it would be!

I am not happy about the proposed application by the Queens head bar to open until 2am There are a number of family homes along newdigate street before you come to newdigate road - and the noise and disruption caused by a yet another establishment will add to the current noise - a late license is something I strongly oppose and I wish to raise my objections out of concern for noise as a local resident. I'm also incredibly disappointed by the ongoing disruption Zion's late night is already causing.

With best wishes

[REDACTED]

Sent from Yahoo Mail for iPhone



**Broxtowe
Borough
COUNCIL**

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
Beeston, Nottingham NG9 1AB
Tel: 0115 917 3241
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Licensing Act 2003

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- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

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Please enter contact details of interested party below:

Name:	[REDACTED]
Address:	[REDACTED]
Postcode:	[REDACTED]
Tel:	[REDACTED]
Email:	[REDACTED]

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	[REDACTED]
Address:	[REDACTED]
Postcode:	[REDACTED]
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Queens Head Kimberley
Address of Premises:	Queens Head, 34 Main Street, Kimberley NG16 2LL
Application Details:	License Application for provision and sale of alcohol, live music, televised sporting events and application for late hours license

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

Details of representation:

Below is a statement from [REDACTED]

I object to the plans that have been forwarded for The Queens Head Pub, we had a lot of trouble when it was last open regarding the customers fighting and shouting in the early hours. I feel the hours that the licensee is asking to stay open are definitely not acceptable in a small town like Kimberley. It is obvious that the present owners are not suitable managers in the running of the pub and can foresee more problems arising. My opinion is that the pub has seen it's time as a public house and should be considered for another use.

I have been asked to represent [REDACTED] in this matter as we have been friends for nearly 10 years and she approached me for advice on this issue knowing my background within the industry that this application comes from.

Please continue on separate sheet if necessary

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Y

Please tick this box if you do not intend to attend or be represented at any hearing.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed:

.....

PRINT

NAME:.....

Date:

.....17/09/2021.....

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB**

Telephone 0115 917 3496

Email: licensing@broxtowe.gov.uk

[REDACTED]

From: [REDACTED]
Sent: [REDACTED] r 2021 17:42
To: [REDACTED]
Subject: Queens Head, Kimberley - licensing application

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Please see below

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]
Date: 18 September 2021 at 12:56:44 BST
To: [REDACTED]
Subject: Queens Head, Kimberley - licensing application

Hi

I would like to notify you of my objections regarding licensing application for the Queens Head, Kimberley.

I live on [REDACTED] and have witnessed first hand the anti-social behaviour associated with the sale of alcohol at the Queens Head. This has included massive crowds of people congregating on main street adjacent to the Queens Head; people laying in the road drunk; people laying on the pavements drunk; shouting; swearing; vomiting. I have also witnessed a large police presence during these times in attempts to manage this. There has also been ongoing shouting and swearing, chanting beyond 11pm. People leaving the pub frequently walk up Newdigate Street often stopping off or hanging out at the car park where drunken rows / violence is often witnessed. Vomit can often be seen, as can broken bottles both in the car park and also on the pavements. There has been no thought for the local community by the then licensee of the Queens Head who it appears did not abide by the rules of a licensee, but sold cheap alcohol to anyone - including underage drinkers. There were also issues of drugs being sold at the Queens Head.

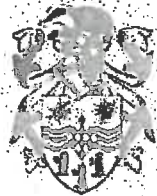
There are a number of pubs selling alcohol within a small area - why is another one needed?

There was no responsibility taken by the licensee who it appears was solely interested in making money regardless of the negative impact it had upon local residents. I don't think anything will change or lessons been learnt.

Im sure you wouldn't want this on your doorstep and why should we have this on ours?

[REDACTED]

Sent from my iPhone



**Broxtowe
Borough
COUNCIL**

**Broxtowe Borough Council
Licensing Department
Council Offices, Foster Avenue,
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- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises

<input checked="" type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**
- 4. The Protection of Children from Harm**

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Please enter contact details of interested party below:

Name:	
Address:	
Postcode:	
Tel:	
Email:	

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	AS MOULT
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	MEIMEI HUANG
Address of Premises:	34 MAIN ST, TIMBERLEY, INK16 2LL
Application Details:	Application for late night licence for music + sale of alcohol

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

The Prevention of Crime and Disorder

Public Safety

Prevention of Public Nuisance

The Protection of Children from Harm

Details of representation:

I object to The Queen's Head having a late night licence [past midnight].

The owners have previously shown they cannot properly manage a licenced premises in a way that is in keeping with the local community + civil order.

A late night bar will [and did previously] attract people from outside Timberley,

cause public nuisance for local residents so it should be restricted to pre-midnight closing.

If possible, I don't believe the owners should have a licence at all - they have shown they aren't capable of running licenced

Please continue on separate sheet if necessary

penalty;


See Attached sheet

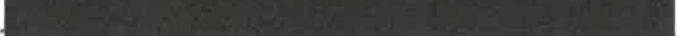
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Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above (please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Please tick this box if you do not intend to attend or be represented at any hearing.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed: 

PRINT NAME: 

Date: 27/09/21

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Division
Council Offices
Foster Avenue
Beeston
Nottinghamshire
NG9 1AB**

Telephone 0115 917 3496
Email: licensing@broxtowe.gov.uk

PRIVACY NOTICE

Broxtowe Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. We may need to share your information with service providers and other departments within Broxtowe Borough Council to ensure that you receive the best possible service. If so, this will be made clear in our privacy notice. We will not share your information with third parties for marketing purposes or any other reason unless required to do so by law.

For more information explaining how we protect and use your information please see our privacy policy at <https://www.broxtowe.gov.uk/about-the-council/communications-web-social-media/legal-privacy/>

Continuation Sheet

27/09/21

Please note I have difficulty writing with a pen. I find it remarkable that a public body with a sophisticated website, and that routinely conducts online surveys etc, requires people to handwrite comments on routine activities such as licence applications in order to object.

Since you may not be able to read all of my comments I've included my original email below as it may be easier to read.

From: [REDACTED]

Sent: Monday, September 20, 2021 1:48 PM

To: licensing <licensing@broxtowe.gov.uk>

Subject: Queens Head 34 Main Street, Kimberley, Nottingham, NG16 2LL

Dear Sir/Madam,

I would like to comment on the current licencing application for the Queen's Head in Kimberley, Nottingham.

As a local resident I would like to object to some of the terms of the proposed licence. The Queen's Head has been an ongoing nuisance to local residents in Kimberley, until - I understand - the previous licence was revoked. The late opening in the past attracted people from outside the local area until the early hours of the morning and was consistently noisy and a source of trouble between drinkers that spilled onto the street.

The same people applying for a new licence will end up with the same situation again. My objection is that opening past midnight is not appropriate for a residential area. There was a similar point raised when the Zeon Bar opened a few yards away and a reduction in proposed opening hours was agreed.

My personal view is the owners of the Queen's Head have not shown themselves to date to be capable of running a licenced premises at all. Whether that's sufficient for the licence to be denied altogether should be based on the Council's threshold of unacceptable behaviour. The opening hours on the other hand directly impact the quality of life of local residents so I ask that these are restricted to closing before midnight on all days of the week.

Regards
[REDACTED]

- 1 | 2021 |

[REDACTED]

From:

Sent:

[REDACTED]
18 September 2021 11:54

To:

Subject:

[REDACTED]
Queens Head Kimberley

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

To whom it may concern,

I would like to register my opposition to the proposed licensing request for the Queens Head, Main Street, Kimberley. The pub backs on to residential properties, the late night noise and increase in footfall will, in my opinion, cause an ongoing nuisance for residents late into the night as previously demonstrated.

Thank you for your consideration and kind regards.

[REDACTED]



Licensing Act 2003

Form of Representation by an Interested Party

Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

As well as responsible authorities, any other person can play a role in a number of licensing processes under the 2003 Act. This includes any individual, body or business entitled to make representations to licensing authorities in relation to applications for the grant, variation, minor variation or review of premises licences and club premises certificates, regardless of their geographic proximity to the premises. In addition, these persons may themselves seek a review of a premises licence. Any representations made by these persons must be 'relevant', in that the representation relates to one or more of the licensing objectives. It must also not be considered by the licensing authority to be frivolous or vexatious. In the case of applications for reviews, there is an additional requirement that the grounds for the review should not be considered by the licensing authority to be repetitious.

Whilst any of these persons may act in their own right, they may also request that a representative makes the representation to the licensing authority on their behalf. A representative may include a legal representative, a friend, a Member of Parliament or a local ward or parish councillor who can all act in such a capacity.

Please indicate in which capacity you are making this representation by ticking a box below:

- A person affected by the premises
- A body representing a person affected by the premises
- A person involved in a business affected by the premises
- A body representing a business affected by the premises
- Broxtowe Borough Council Environmental Health Food team

Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

- 1. The Prevention of Crime and Disorder**
- 2. Public Safety**
- 3. Prevention of Public Nuisance**

4. The Protection of Children from Harm

Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority.

In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Local Authority by the Magistrates Court, starting on the day after the day the notice was received.

Please enter contact details of interested party below:

Name:	Mrs. Julie Hudson Jones o.b.o Mrs. Suzanne Hickey Chief EHO
Address:	Environmental Health Food/Health & Safety Team Public Protection Section Broxtowe Borough Council Council Offices Foster Avenue Beeston Nottingham
Postcode:	NG9 1AB
Tel:	[REDACTED]
Email:	[REDACTED]

Please confirm name and address of person or business affected in the vicinity, if different from the address given above:

Name:	As above
Address:	
Postcode:	
Tel:	
Email:	

Please provide details of the application to which you wish to make a representation:

Name of Applicant:	Ms. Mei Mei Huang
Address of Premises:	Queens Head Public House 34 Main Street Kimberley

	Nottingham NG16 2LL
Application Details:	New Premises Licence

Please give details of your representation in the box below. Indicate which of the Licensing Objectives your representation refers to by ticking the relevant boxes:

- The Prevention of Crime and Disorder**
- Public Safety**
- Prevention of Public Nuisance**
- The Protection of Children from Harm**

Details of representation:

The Food team of Environmental Health are responsible for advising on and enforcing Food Safety, Health & Safety and Infectious Disease Control. Environmental health consider the wider impact of business activities on the locality and public nuisance.

We recommend refusal of this application.

From 27th August 2020 during the COVID 19 pandemic restrictions, the Food Team were involved in a graduated enforcement response with Broxtowe Borough Council (BBC) Licensing Team, The Nottinghamshire Police and Nottinghamshire County Council and especially their Trading Standards team to ensure that the then Premises Licence holder and Designated Premises Supervisor Mr. Juan Hua Chen supported by his partner Ms. Mei Mei Huang complied with health and safety legislation and COVID 19 protection/restriction measures.

I have attached an updated version of our submission to the Licence Review Panel in October 2020 which provides details of our interventions until the present day.

The Food team and Nottinghamshire Trading Standards continued to work with Mr. Chen and Ms. Huang before and after the Premises Licence was revoked unanimously by the Alcohol and Entertainments Hearing Panel on 10th November 2020.

Intermittent very brief emails had been sent by Ms. Huang to me advising that they wanted to reopen the premises when the different steps of the COVID 19 restrictions were relaxed

Unfortunately, we couldn't tell from the emails what or how the couple wanted to reopen as, for example as a takeaway or shop and therefore further questions had to be asked. There was often a delay in any reply being received.

This was the last email I received:

“Sent: 02 July 2021 14:00

Subject: reopen

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi thank you for emailing me The business is
Leicens is alcohol. What is your want me to do business or. ...please
Thank you

I forwarded this email to John Miley, Licensing and he arranged a visit to see Ms. Huang and Mr. Chen.
Apparently the couple wanted to open the premises as a pub again despite the premises licence being revoked.

With regard to the application for a new premises licence I have the following comments:

- Considerable amount of time over and above usual was spent by all agencies on assisting Mr. Chen & Ms. Huang to achieve compliance with Licensing, Health & Safety and Coronavirus requirements to no avail; the couple were either unwilling or unable to take the necessary steps, even those that would not occur any cost.
- Nottinghamshire Trading Standards Team engaged professional interpreters. Whilst a discussion was possible it did not achieve a meaningful change for the Nottinghamshire County Council to lift their Direction Notice made under the Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020 until after the appeal period for the Revocation of the Premises Licence had elapsed.
Nottinghamshire County Council Direction No3 was revoked on 18th December 2020.
- It is necessary to have a reasonable level of spoken and written English to communicate and run a business safely especially with regard to food safety and health and safety.
New allergen requirements come into force on 1st October 2021 and they still will not be able to comply with this requirement.
The couple's spoken and written English is poor and communication is very difficult.
The couple did not appear to engage with local residents or the Chinese community in Nottinghamshire, which would provide a support network, their nearest contacts being in London.
The couple have two primary school age children whose English is impeccable, but it is not reasonable or proper for the children to translate for their parents
- Based on my numerous interactions with Ms. Huang and Mr. Chen at the Queens Head, including visits with Licensing, the Police and Trading Standards, viewing CCTV from the pub's CCTV system, Police Officer's body cams and the Council's street CCTV, I have no confidence in Ms. Huang and Mr. Chen's ability

to run the premises in a safe manner or be able to keep themselves, their children, employees, customers, visitors, officers and members of the public safe.

- The applicants were not able to comply with the recommendations or requirements identified to ensure the premises was run in a safe manner, minimising impact on customers and the locality. Compliance could not be achieved even with guidance and on the hours of previous operation – the new application proposes longer opening times, which would further contribute to anti-social behaviour, noise and disturbance associated with the premises in the locality.
- The applicants are unpredictable and can be aggressive to enforcement officers, this is likely to escalate should the premises be allowed to obtain a Licence.

Therefore, the Food/Health & Safety Team of Environmental Health recommend refusal of grant of new Premises Licence to Ms. Mei Mei Huang for reasons of public safety, preventing public nuisance and preventing crime and disorder associated with the proposed activities.

Once the Licensing Section has received this form you will receive a written acknowledgment and you may be contacted to discuss the issue prior to any referral to a sub-committee hearing.

Please tick this box if you consent to any notice of any hearing being sent to you to the e-mail address provided by you above (please note if any notice is sent to you by electronic means, you will also receive confirmation of the same in writing).

Please tick this box if you do not intend to attend or be represented at any hearing.

If you wish to withdraw any representations you may do so confirming this in writing to the address given below, providing you do so no later than 24 hours before the any hearing, or otherwise orally at the hearing.

Signed 

PRINT NAME: Mrs. Julie Jones o.b.o Mrs. Suzanne Hickey, Chief EHO.....
.....

Date: ...01.10.2021.....

Please return this form to the following address:

**Broxtowe Borough Council
Licensing Section
Public Protection Section**

**Licensing Review Consultation Licensed Premises Certificate
05/00219PREMCV**

Queens Head PH, 34 Main Street, Kimberley, Nottinghamshire NG16 2LL

Form of representation by an Interested Party:

Broxtowe Borough Council Environmental Health Team

Public Safety

A graduated response from Broxtowe Borough Council Environmental Health and Nottinghamshire County Council with the Queens Head PH to address issues related to the COVID 19 pandemic has not yet been sufficient to address long term concerns for public safety.

The Environmental Health Team support the removal of Mr Juan Hua Chen as Designated Premises Supervisor (DPS) and the amendment to the closing hours.

Environmental Health are concerned about Mr Chen's ability to act as DPS, because:

- Mr Chen is displaying increasingly temperamental behaviour;
- Mr Chen has failed to make consistent improvements to make the premises COVID secure despite the interventions of the Police, Broxtowe Borough Council and Nottinghamshire County Council;
- Mr Chen has not been able to control customer behaviour previously to minimise the risk of transmission of COVID 19 and there remain concerns about Mr Chen's ability to control customer behaviour whilst on his premises in future.

Environmental Health would wish to see a reduction in the Licensed hours of operation to reduce the pub crawl culture where members of the public are moving from one pub to another, ending up at the Queens Head PH as it was open the latest of all the pubs in the area. By which time customers were in drink and had lost their inhibitions to manage social distancing practices.

One COVID 19 positive case staying in one pub significantly reduces transmission than if they visit a number of pubs in an evening.

The Queens Head PH is a Victorian type building situated on a corner plot of a busy crossroads in the centre of Kimberley. Public have access to the ground floor and beer garden.

Environmental Health were requested to attend a meeting with the Nottinghamshire Police and Broxtowe Borough Council Licensing team at the Queens Head PH, 34 Main Street, Kimberley, because of issues surrounding the conduct of the premises

which included concerns over lack of social distancing during the Coronavirus (COVID-19) pandemic.

In advance of the meeting, Nottinghamshire Police provided a document created by Mr Paul Horton, Licensing Enforcement Officer dated 25.08.2020 regarding interventions with the Queens Head PH. It was noted that "there was no social distancing by customers and no COVID 19 prevention measures in place". (Action plan document EH1)

On 27.08.2020 Mrs Julie Jones, Environmental Health Officer joined Mr Paul Horton, Mr John Miley, Broxtowe Borough Council Licensing Manager and Ms Sarah Steventon, Licensing/ASB Enforcement Officer for a meeting with the Queens Head PH proprietors. The Queens Head public house is operated by Mr Juan Hua Chen, Premises Licence Holder and Designated Premises Supervisor and his partner Ms Mei Mei Huang.

They live in the first floor flat above the pub with their two young daughters.

The visit lasted four hours and a significant amount of time was spent viewing footage on two of the CCTV recorders, touring the premises and reaching a mutually acceptable amended action plan agreement between Mr Chen and Mr Paul Horton. Mr Chen signed the action plan agreement. Mr Chen refused to amend the reduce the opening hours.

During the visit for the purposes of COVID 19 Julie Jones noted:

- That furniture was not arranged to ensure that there was a two metre separation distance between tables and chairs (or one metre plus with mitigation measures such as screens or back to back seating);
- CCTV footage showed that customers were not socially distanced, with customers standing at the bar, which was also a pinch point with customers entering the pub.
- There were no screens to protect persons working behind the bar.
- Customers were not sitting at tables, were standing very close to each other and they appeared not to be observing the guidance to not meet indoors with more than two households.
- Hand drawn signs were displayed to show customers to observe 1m+ social distancing rather than 2metres.
- No table booking system was in place and customer details were not being recorded for the purposes of track and trace.

Julie Jones provided a current copy of the Government guidance for "Keeping workers and customers safe during COVID 19 in restaurants, pubs, bars and takeaway services" and her business card for Mr Chen if he needed advice on the guidance.

On 03.09.2020 Broxtowe Borough Council was notified that Police had responded to an incident at the Queens Head PH over the August Bank Holiday weekend. It appeared that Mr Chen had not complied with the amended agreement he had signed just before the Bank Holiday.

At the same time Environmental Health colleagues were dealing with notifications of positive cases of COVID-19 linked to pubs in the Kimberley area. Customers who attended these pubs were also believed to attend the Queens Head PH.

A further site meeting was held on 04.09.2020 with representatives of the Police, Mr John Miley and Julie Jones.

Julie Jones hand served a Health and Safety at Work etc. Act 1974 Improvement Notice reference number 20/00131/EHHIMP on Mr Chen for failing to ensure the health and safety of staff and public because social distancing was not being maintained at the Queens Head PH and mitigating measures had not been introduced to reduce the risk of transmission of COVID 19.

The Improvement Notice required Mr Chen to make a risk assessment of activities within the areas that staff and customers had access to. Identify measures to reduce the transmission of COVID 19 in accordance with current Government guidance. And put these measures in place by 01.10.2020. (IN document EH2)

Mr Paul Horton had arranged for Licensed Door Supervisors to work at the Queens Head PH for Friday 4th and Saturday 5th September. Emailed feedback from the door supervisor company to the Police after the weekend alleged that no precautions whatsoever were in place on the Friday and Saturday for social distancing. It would appear that despite all the meetings with the Police and Broxtowe Borough Council, Mr Chen had still not put measures in place to protect people from COVID 19.

Julie Jones wrote a letter dated 07.09.2020 related to the health and safety Improvement Notice and clearly setting out what Mr Chen needed to do to keep people safe. (Letter document EH3)

Julie Jones hand delivered the letter on the evening of 07.09.2020 and discussed that Mr Chen needed to make sure that people sat down rather than standing up socialising indoors. Also discussed in detail with examples of no more than two households meeting indoors or more than six outdoors from different households.

On 10.09.2020 Julie Jones was made aware that Environmental Health had been asked to serve a Community Protection Warning Notice CPNW on the Queens Head PH. A CPNW was drafted which contained actions for both Covid-19 and Police requirements for conduct at the premises. The CPNW was to be checked by Broxtowe Borough Council Legal department and served week commencing 14th September.

On 10.09.2020 Julie Jones spoke to Mr Chen on the telephone as a courtesy to advise him of the forthcoming change in the COVID 19 legislation on 14.09.2020 to the Rule of not more than six people meeting and the likely service of a CPNW. It had also become mandatory to collect trace and trace details.

On 14.09.2020 Julie Jones hand served CPNW documents on both Mr Chen and Ms Mei Mei Huang along with the most up to date copy of the Government guidance for "Keeping workers and customers safe during COVID 19 in restaurants, pubs, bars and takeaway services". (CPNW documents EH4 & EH5).

The premises was open for business. The tables and chairs had been rearranged inside and in the beer garden for social distancing, tape had been stuck on the floor

in front of the bar to separate customers from bar staff by two metres. An A4 pad was being used to gather customer details for track and trace. There was some confidence that measures were now being introduced to reduce the transmission of COVID 19.

On 22.09.2020 Julie Jones was made aware of a visit to the Queens Head PH on Saturday/Sunday 20th September by Police Sergeant M Sisson at around 01:00 Hours. In his email to Inspector S Riley he stated there were no door staff on duty, issues over collecting track and trace information and approximately 30 people inside who were not social distancing. Apparently customers were mingling in groups, talking to each other closely, hugging and singing together contrary to COVID 19 legislation and guidance. PS Sisson put this in an email to Inspector Riley who forwarded it to Broxtowe Borough Council later in the morning.

On 23.09.2020 there was a multi-agency "Teams meeting" regarding possible courses of action to deal with issues at the Queens Head PH including proposals to issue a Direction under Coronavirus legislation to protect against, control or provide a public health response to the incidence or spread of infection of Coronavirus in Broxtowe Borough Council's area.

Agency members included Broxtowe Borough Council Chief Executive Ruth Hyde, Legal Team solicitors, Licensing section, Environmental Health, Jonathan Gribbin, Director of Public Health for Nottinghamshire County Council (NCC), NCC Legal Team.

On 24.09.2020 Nottinghamshire County Council decided to issue an Advanced Notice of a Direction. A Direction is made under The Health Protection (Coronavirus, Restrictions) (England) (No. 3) Regulations 2020. The legislation empowers the County Council to make Directions imposing prohibitions, requirements or restrictions on a premises. On 25.09.2020 Julie Jones accompanied by Ms Sarah Steventon hand served this document on Mr Chen and Ms Huang. They went through the document with the couple. Mr Chen and Ms Huang were surprisingly happy that they might be made to close that day because of COVID 19. (Advanced Direction documents EH6).

On 24.09.2020 it was also a requirement that pubs and restaurants shut between 22:00 and 05:00 hours in England.

Julie Jones hand served on Mr Chen and Ms Huang the Nottinghamshire County Council Direction Placing Restrictions on the Operation of a Premises just before 18:00 on 25.09.2020. There were no customers in the pub. The Direction required the closure of the pub from 18:00 hours. The couple were given a pack of documents each and a Public Notice and site plan were affixed in the windows either side of the main entrance door.

Unlike the morning when the couple were really happy to close for COVID 19 reasons, Mr Chen was really upset and speaking loudly. The couple were had put two new barrels of lager on at the cost of around £300 and these would be wasted having regard to the duration of the closure – potentially to 23.10.2020 with weekly reviews.

(Direction document pack EH7a to d)

An arrangement was made for Environmental Health to visit with Nottinghamshire Trading Standards Officers to carry out weekly reviews and provide further advice and encouragement for the Direction to be lifted before 23.10.2020

First review visit

On Monday 28.09.2020 Julie Jones made an appointment with Mr Chen for a site meeting including Ms Jessica Merryfield, Nottinghamshire County Council Trading Standards Officer to try to introduce measures to make the premises Covid Secure with a view to lifting the Direction.

When Julie Jones spoke to Mr Chen regarding the appointment she reminded him of the option of appealing to the Magistrates Court or making representations to the County Council. Mr Chen said he had emailed Mr Andrew Penn at Nottinghamshire County Council as per page 8 of the Direction.

At 10:00 hours on Wednesday 30.09.2020 Julie Jones and Ms Merryfield met Mr Chen and Ms Huang at the Queens Head PH in advance of the first review by the County Council on 02.10.2020.

Whilst Mr Chen had been fine on the telephone when the appointment was made on the Monday, he was very upset at the start of our visit saying that we were illegal. He was concerned that the wrong telephone number had been put on the Public Notice in the window and that all correspondence should only be sent to him as Ms Huang only worked at the pub, because Ms Huang had been declared bankrupt she couldn't sign documents. They also thought the Land Registry Title Deed was wrong.

Eventually, Mr Chen was calm enough for Julie Jones and Ms Merryfield to visit the ground floor of the premises and beer garden to see what COVID 19 measures were in place as he had four whole days to make improvements.

Mr Chen had got an appointment with a Fire Officer to look at escape routes. The Police were concerned that Mr Chen bolted the external main entrance door with a single long bolt at waist height to control entry into the property, when it was a fire exit door. The Fire Officer was due to visit on the afternoon of 14.10.2020.

It was confirmed there would only be Mr Chen and Ms Huang working in the premises when the pub reopened.

Mr Chen had virucidal cleaner and disposable cloths and the premises had always been clean and tidy. Hand washing facilities were available behind the bar for handwashing as well as the public toilets, which were very clean too.

As Mr Chen's two printers were out of ink, Julie Jones agreed to bring a number of signs for display in the premises including the NHS QR code for track and trace which now had to be displayed in a premises.

Julie Jones needed to revisit on 02.10.2020 for the purposes of checking compliance with the health and safety Improvement Notice 20/00131/EHHIMP. It was agreed that Julie Jones would bring the signs and the amended Public Notice at the 10:00 hours appointment.

Ms Merryfield accompanied Julie Jones at the revisit on 02.10.2020 to see what further COVID 19 measures had been put in place. The purpose of Julie Jones' visit was to check compliance with the health and safety Improvement Notice and scenarios were used to check compliance with the Notice. As no written risk assessment was required due to small numbers of persons working there, it was deemed that Mr Chen had complied with the Improvement Notice as much as possible, however, as the premises was closed Julie Jones could not assess

whether measures were being implemented in practice.

Initially Mr Chen would not let Julie Jones put the amended Public Notices in the windows with the correct telephone number, but relented by the end of the visit.

The new laminated track and trace poster produced by Julie Jones was found to be working.

At the time it was felt that the meeting was positive, improvements had been made and thought had been given to scenarios.

The County Council review decided that the Direction should remain in force to keep the premises closed for a further week due to insufficient progress being made. (Direction Review 02.10.2020 Document EH8)

Second Review

Julie Jones and Ms Merryfield carried out a visit to the Queens Head PH by appointment on 07.10.2020 at 09:30 hours for the purposes of the second review hearing on 09.10.2020.

Mr Chen and Ms Huang were clearly worried about the increase in numbers of COVID 19 cases in the area and the likelihood of further restrictions to control the transmission of COVID 19.

Mr Chen's mind was on other matters and the officers repeatedly had to refocus the purpose of the meeting. One issue at the first review was the lack of a one-way system for entry and exit. Mr Chen would be the only one controlling occupancy, entrance and exit.

Mr Chen was not prepared to accept Ms Merryfield's recommendation that customers enter the Queens Head PH via the entrance on Main Street near the Post Office, and exit via the main doors onto the crossroads.

Initially Mr Chen said he would let the public in the main crossroads door and they would exit via the gated archway – this is where the smokers would be and it is very small area to pass each other safely at a distance. Then a little bit later on in the conversation he said he would let people in via the main doors and let them out through the proper beer garden and at closing time push everyone out the main entrance.

Julie Jones was of the view that the only COVID 19 safe and Anti-Social Behaviour acceptable one-way system is the Entrance via the Main Street Post Office doors up the steep terrazzo steps and Exit out through the main entrance onto the crossroads. This would allow monitoring of both doors physically from the bar, not just via CCTV. Mr Chen could act as gatekeeper for both doors without leaving the bar area.

Mr Chen refused saying that it was not a fire exit, which it isn't, but it is still a reasonable entrance so long as you can manage steps. The beer garden and main entrance have steps out too. The only potentially level access in and out is via the archway.

Mr Chen was happy to have one door supervisor and was prepared to provide more hand sanitising stations.

However, Mr Chen had not recognised that there were bar stools that were adjacent to the bar and within the 2 metre distance of another table which needed removing upstairs and he hadn't removed the 1metre hand drawn sign from the window when the other signs had been stuck up.

The potential for having a trial opening on a quiet night in the week was also discussed to test their new practices and procedures, but Mr Chen said that he would have to consider this.

On 09.10.2020 the County Council review decided that the Direction should remain in force to keep the premises closed for a further week.

(Direction Review 09.10.2020 Document EH9)

Third Review.

Jessica Merryfield visited by appointment on 14.10.2020 with her colleague Ms Trish Hennessy. Ms Merryfield later telephoned Julie Jones that Mr Chen had refused entry to them and also to the Fire Officer who was due later in the afternoon. Mr Chen and Ms Huang were in the beer garden when they arrived. Mr Chen had appeared very stressed - was animated and shouting; bystanders had gathered on both sides of the road to observe.

Mr Chen answered Ms Hennessy's question on whether he wanted to open and he said that he didn't want to open.

On 16.10.2020 the County Council review decided that the Direction should remain in force to keep the premises closed for a further week.

A further appointment has been made for a visit on 22.10.2020 with Julie Jones and Trish Hennessy and an interpreter for the fourth review prior to the end date of the Direction on 23.10.2020.

The County Council served a further Notice of Direction (No2) on 23.10.2020 as insufficient progress had been made to allow the revocation of the Direction. Direction number 2 expired on 20.11.2020 subject to weekly review.

28.10.2020 Julie Jones emailed Mr Chen details of a link to GOV.UK update on financial support.

The Premises Licence Review was held on 10.11.2020. the Alcohol and Entertainments Hearing Panel unanimously agreed to Revoke the Queens Head premises licence in its entirety.

Nottinghamshire County Council served Direction No3 as the appeal period for the Premises Licence had not expired.

Julie Jones and Jessica Merryfield visited the Queens Head on 10.12.2020 by appointment by appointment as it was understood that the couple wanted to open a takeaway. However, this was not their intention. Alcohol was still on display and not removed. Licensing Paperwork was displayed at the bar. Coronavirus precautions were unchanged.

On 01.04.2021 I hand delivered two new QR posters to the Queens Head PH should the premises open at a later date. On the compliments slip I asked for an update of Ms. Huang and Mr. Chen's plans for the premises as agreed with myself and Ms. Merryfield.

12.04.2021 Julie Jones emailed Ms. Huang & Mr. Chen as they had spoken to Councillor Easom regarding reopening. Requested contact with your plans for the Queens Head PH.

Emails Received from Ms. Huang:

From: Meimei Huang [REDACTED]
Sent: 15 June 2021 07:16
To: [REDACTED]
Subject: we are going to open

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi we are looking to open up the business after 21 please

Thank you

发自 Android 版 Yahoo 邮箱

From: [REDACTED]
Sent: 18 June 2021 08:35
To: [REDACTED]
Subject: Thanks

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi thank you for emailing and advice

I have to be open July

Thank you

发自 Android 版 Yahoo 邮箱

From: [REDACTED]
Sent: 02 July 2021 14:00
To: [REDACTED]
Subject: reopen

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hi thank you for emailing me The business is
Leicens is alcohol. What is your want me to do business or. ...please
Thank you

发自 Android 版 Yahoo 邮箱

Site visit by John Miley and Sarah Steventon on 06.07.2021 in response to this email and the police being inundated with emails after news that the Queens Head intended to reopen were on social media.

An application for a new Premises Licence for Mei Mei Huang with Juan Hua Chen as DPS dated 01.09.2021 received by Licensing Team.

Notification to Licensing Authority of Representation under Licensing Act 2003

1. Name of Responsible Authority making representation:

- a. Your name: **M Turner**
[Deputy Head of Legal Service, East Midlands Legal Services Unit, for and on behalf of the Chief Constable]
- b. Your address: **Nottinghamshire Police Headquarters**
HQ (CJ) Liquor Licensing
Mansfield Police Station
Great Central Road
Mansfield
Nottinghamshire
NG18 2HQ
- c. Your phone number: [REDACTED]
- d. Your e-mail address: [REDACTED]
[Contact at county licensing]

2. Please identify the application you wish to make a representation about.

a. Name and address of application premises:

Queens Head
34 Main Street
Kimberley
Nottinghamshire
NG16 2LL

b. Nature of application: **Application of a new Premises Licence**

3. Which of the licensing objectives does your representation relate to? Please delete as appropriate ².

- a. **The Prevention of Crime and Disorder.**
b. **The Prevention of Public Safety**
c. **The Prevention of Public Nuisance**
d. **The Protection of Children from harm**

Details of the representation(s)

4. Please give details of your representation(s) including details as to why you feel the application would be unlikely to promote the objective(s) you have ticked above and including as much evidence as possible in support of your representation. Please continue on a separate sheet if necessary.

The application is for a new premise licence at the Queens Head 34 Main Street Kimberley Nottinghamshire NG16 2LL.

The Queens Head is located within Kimberley Town Centre, which accommodates a number of other licensed premises within a small concentrated area within the town. These premises cater for the consumption of alcohol, dancing, late night refreshment and hours open to the public.

The Queens Head is situated directly next to a public highway on Main Street with the junction of James Street Kimberley and directly opposite to other licensed premise, retail and residential properties.

This new application is for licensable activities to allow for the sale of alcohol, provision of films, indoor sporting events, live music and recorded music, performances of dance and an increase of hours:

Supply of Alcohol

Sunday – Wednesday 10:00 – Midnight

Thursday – 10:00 – 01:00

Friday – Saturday – 10:00 – 04:00

Hours premise open to the public

Sunday – Wednesday 05:00 – 00:30

Thursday – 05:00 – 01:30

Friday – Saturday – 05:00 – 04:00

Having had regard to the nature, style and location of the premises, the Police have concerns over the increase in alcohol related anti-social behaviour, crime, disorder and nuisance that the extension of hours and management of the premises upon grant of this new application will cause.

The very style and nature of late night pubs and bars creates problems of crime and disorder. These types of venues attract patrons later in the evening, many of whom have been drinking alcohol in the pubs and bars within the town centre. People have a tendency to become more disorderly and anti-social as the night progresses, they become increasingly intoxicated and therefore prone to engage in disruptive behaviour.

Between June 2019 and September 2020 The Queens Head became a known premise of late night violence, disorder and anti-social behaviour resulting in police attendance and concerns from the community. This included a number of reported breaches relating to COVID 19 regulations.

At this time the premise licence holder and designated premise supervisor was Juan Hua Chen, the only other member of staff supporting Mr Chen was his partner Mei Mei Huang.

Various meetings were held between Mr Chen, Mei Mei Huang and Police licensing, the neighbourhood Policing Team, Broxtowe Borough Council Licensing and Environmental Health Departments to highlight areas of concern, discuss incidents that had occurred and offer solutions and support as a partnership approach.

Mr Chen clearly took no notice of advice given or of COVID 19 guidance and did not exercise or enforce any social distancing within the establishment this was very concerning to Nottinghamshire Police and Broxtowe Borough Council, as a result this was addressed numerous times by Environmental Health and the Police. Non-compliance was witnessed during visits and seen on CCTV footage.

There has been complaints by local residents who have called the Police due to being disturbed by various issues, including disorderly behaviour, anti-social behaviour noise and underage drinking.

The majority of these incidents occurred during the early hours of the morning on either a Friday or Saturday between midnight and 02:30hrs.

Despite numerous attempts to work with Mr Chen and encouraged him to uphold the licensing objectives attempts failed due to him not willing to work in partnership with the Police and Broxtowe Borough Council Licensing and Environmental Health.

As a result of this Nottinghamshire Police applied to review the premises licence under Section 51 of the Licensing Act 2003 and an on-line licensing hearing took place on 10th November 2020. A unanimous decision was made by the Hearing Panel to revoke the premise licence in its entirety.

Broxtowe Borough Council's statement of licensing policy states at 2.1 in exercising their functions under the licensing act 2003, licensing authorities must have regard to the licensing objectives as set out in section 4 of the act.

Broxtowe Borough Council's policy also states at 2.6 the promotion of the licensing objectives is paramount consideration for the authority.

Nottinghamshire Police are of the opinion that this application in its entirety does not promote the licensing objectives, in particular the prevention of public nuisance and the prevention of crime and disorder.

The Police support licensed premises and encourage well managed, safe venues to thrive, on considering all of the above, Nottinghamshire Police believe both the proposed premise licence holder Mei Mei Huang and the designated premise supervisor Juan Hua Chen are not fit and proper to hold a premise licence and would lack the ability to control the premises and fully uphold all four licensing objectives.

Nottinghamshire Police would like to object in full to the application as we have no confidence in the proposed premise licence holder Mei Mei Huang and the proposed designated premise supervisor Juan Hua Chen.

The Police reserve the right to:

- bring further evidence of the Licensing Objectives being undermined to any subsequent panel hearing and to provide live oral evidence to this effect.**
- 5. If you are suggesting that conditions should be attached to any licence granted please give the wording of the proposed condition(s) and state why you feel they are necessary and proportionate. Please continue on a separate sheet if necessary.**

Not Applicable

6. Please indicate any parts of the Licensing Authority's Statement of Policy that you feel may be relevant to your representation ³.

Indication of those relevant parts will be given in addition to those above, in a Panel Hearing.

7. Please indicate any parts of the Guidance issued under S 182 of the licensing Act 2003, which you feel may be relevant to your representation ⁴.

Indication of those relevant parts will be given within a Panel Hearing.

8. As you have made a representation the Application may need to be determined at a hearing of the Licensing Committee or one of its Panels. At this stage would you intend to attend such a hearing⁵? Please circle as appropriate.

Yes

No

9. If you intend to attend any hearing that may be held it would be helpful at this stage if you could give an indication as to how long you think you would need to make your representation(s).

Not Known

Signed: M Turner [Deputy Head of Legal Service, East Midlands Legal Services Unit, for and on behalf of the Chief Constable]

Date: 23rd September 2021

Cc: Bernard Yoong c/o Ian Henery Solicitors Ltd Willenhall West Midlands (Applicants agent)



ALCOHOL AND ENTERTAINMENTS HEARING PANEL

DECISION OF HEARING

The Licensing Act 2003 (Hearings) Regulations 2005

Applicant: Chief Constable, Nottinghamshire Police
(Represented by Katie Buckley, Legal Representative)

Premises: Queens Head, 34 Main Street, Kimberley, Nottingham,
NG16 2LL

Hearing date and time: 10 November 2020 at 10.00am

Hearing place: Broxtowe Borough Council
Virtual Meeting held via Microsoft Teams

Constitution of the Panel: Cllr D Bagshaw (Chairman)
Cllr D Grindell
Cllr P Simpson

Officers present: Angela Edwards (Legal Advisor)
John Miley (Licensing Manager)
Arron Beckworth (Democratic Services Officer)

Responsible Authorities Present: Environmental Health, Broxtowe Borough Council
(Represented by Suzanne Hickey)

Premises Licence Holder: Mr Juan Hua Chen (Neither present, nor represented)

Designated Premises Supervisor: Mr Juan Hua Chen (Neither present, nor represented)

Application: S51 Licensing Act 2003 – Application for review of a
Premises Licence

Decision: Premises Licence Number 05/00219PREMCV dated
29th July 2005 relating to the Queens Head, 34 Main
Street, Kimberley, Nottingham, NG16 2LL be
REVOKED in its entirety

PROCEDURAL NOTE

The hearing of the application was held virtually in accordance with the Local Authorities and Police and Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panel Meetings) (England and Wales) Regulations 2020.

The Hearing Panel **RESOLVED** that the hearing should proceed with the press and public excluded as the public interest in doing so outweighed the public interest in the hearing taking place in public. The reason for this was the sensitivity of the information disclosed within the exhibits to the evidence bundle and discussed in the course of the hearing.

The Premises Licence Holder/Designated Premises Supervisor neither attended nor arranged for representation at the hearing. After hearing submissions with regard to the steps taken to bring the hearing to Mr Chen's attention, and to offer support and guidance, the Hearing Panel **RESOLVED** to proceed with the hearing in his absence pursuant to Regulation 20 of the Licensing Act 2003 (Hearings) Regulations 2005.

Introductions were made and the procedure for the hearing was outlined to those present. It was confirmed that all members of the Hearing Panel had read the evidence provided and had viewed the CCTV footage.

It was explained that when all parties had made their representations, the hearing would close and the Hearing Panel would retire to make their decision. Thereafter, the written decision would be sent out to all parties within 5 working days of the hearing. All persons present agreed that they understood the purpose of the hearing and the procedure that would be adopted.

Once the Hearing Panel were satisfied that a fair hearing had been held, the Chair closed the hearing. The Hearing Panel then immediately retired to make their decision and sought advice from the Legal Advisor as required.

FINDINGS OF FACT

An application for a review of Premises Licence Number 05/00219PREMCV, under Section 51 of the Licensing Act 2003, was received on the 18th September 2020 in respect of the Queens Head, 34 Main Street, Kimberley, Nottingham, NG16 2LL ("the Premises").

The Applicant explained the reasons for their application and highlighted particular incidents of serious crime and disorder that they demonstrated were associated with the Premises.

The Hearing Panel were advised that the Premises were a real cause of concern to the Applicant, and that the management and control of the Premises fell far below a reasonable standard. This irresponsible management and lack of control was undermining the licensing objectives and causing a risk to customers, staff, members of the public and police officers attending the Premises.

The Applicant advised that, as a Responsible Authority, they always tried to work with businesses to assist them to promote the licensing objectives and manage licensed premises effectively and responsibly.

The Applicant outlined the measures and interventions that they had taken to try and resolve the problems that were occurring at the Premises. They had worked in partnership with other agencies and had taken an incremental approach, using the statutory tools available. It was submitted that Mr Chen had received ample warnings, support, guidance and time in order to rectify the problems his premises were causing.

The Applicant highlighted evidence that demonstrated Mr Chen exercised little to no control over the Premises, and that he was reluctant to engage with the authorities when they tried to assist him. The CCTV footage was noted as clearly demonstrating this, together with the resultant need for an extensive police presence to control anti-social behaviour and crime and disorder, both inside the Premises and also when it spilled out onto the street.

It was explained that police officers attending incidents at the Premises had identified underage individuals, and also that Mr Chen had failed to contact the emergency services when crimes were in progress.

The Hearing Panel heard evidence that the Applicant assisted Mr Chen to obtain door staff and that the situation improved considerably on the occasion they were present. Unfortunately, however, Mr Chen failed to maintain this protection. It was noted that it was, in fact, the security company that refused to provide further door staff due to the poor management of the Premises and lack of COVID-19 measures in place.

The Applicant stated that Mr Chen's attitude and willingness to work with the authorities was poor. Whilst he occasionally complied, he was often aggressive and unwilling to make changes, particularly if there was any resultant cost to him. The Applicant had advised Mr Chen, on several occasions, to close the Premises early to avoid problems being caused by customers arriving to continue to drink after other licensed premises in the area had closed. It was noted that Mr Chen refused to do this for financial reasons, stating that it was his busiest time.

The Applicant explained that the lack of effective management of the Premises had adversely impacted on police resources, requiring the deployment of additional officers and also the instigation of dispersal powers pursuant to the Anti-social Behaviour, Crime and Policing Act 2014. This had a detrimental effect on policing the rest of the borough.

The Hearing Panel heard evidence from the Police Licensing Enforcement Officer that the assistance and guidance given and offered to Mr Chen was well above what they would usually give or expect to have to give. The officer further stated that in his 19 years of experience working in the role, the Premises was one of the worst he had seen.

The Hearing Panel heard evidence from the Chief Environmental Health Officer of Broxtowe Borough Council ("the Council") as to their involvement and how they had worked jointly with the Applicant and other authorities to try and resolve the problems being caused.

The Chief Environmental Health Officer explained the statutory measures and controls that it had been necessary to put in place to ensure public safety, due to Mr Chen's inconsistent and inadequate responses to their concerns. It was noted that an incremental approach, using various legislative tools, had been taken, which ultimately resulted in a Direction being made by the Chief Executive of Nottinghamshire County Council to close the premises pursuant to the Health Protection (Coronavirus, Restrictions) (England) (No.3) Regulations 2020.

The Hearing Panel was advised that this closure had since been reviewed and remains in place as insufficient progress has been made to allow it to be removed.

The Chief Environmental Health Officer explained the efforts they had made to provide support and guidance to Mr Chen in an attempt to avoid formal action. Unfortunately, he had proved unable/unwilling to take the necessary steps, even failing to put in place simple management controls that would not incur any cost.

The Licensing Manager of the Council advised the Hearing Panel that the only representation received from Mr Chen was "do what you have to do".

THE DECISION OF THE HEARING PANEL

The Hearing Panel **RESOLVED** by a **UNANIMOUS** decision that Premises Licence Number 05/00219PREMCV dated 29th July 2005 relating to the Queens Head, 34 Main Street, Kimberley, Nottingham, NG16 2LL be **REVOKED** in its entirety.

REASONS FOR THE DECISION

In reaching its decision, the Hearing Panel had due regard to the Council's Statement of Licensing Policy, the s182 Government Guidance, the four licensing objectives, the Licensing Act 2003 and the Crime and Disorder Act 1998.

The Hearing Panel listened carefully to the oral representations made during the hearing and considered them in detail, together with all of the relevant written representations received and the CCTV footage.

During the hearing, and upon consideration of the evidence, the Hearing Panel were mindful of the fact that English was not Mr Chen's first language. The Hearing Panel were satisfied, however, that the additional support and guidance offered by the authorities throughout their dealings with Mr Chen was more than sufficient to ensure that he suffered no prejudice or discrimination in this regard. The Hearing Panel was satisfied that Mr Chen properly understood these proceedings, and the preceding enforcement actions of the authorities, and had been given every opportunity to be involved. The Hearing Panel formed the view that Mr Chen's lack of engagement was his own informed choice.

The Hearing Panel found there was significant evidence that demonstrated a causal connection linking the anti-social behaviour, crime, disorder and nuisance that was occurring to the Premises.

The Hearing Panel found the evidence overwhelmingly demonstrated the Premises were having a negative effect on the community, and putting customers, staff, members of the public in the vicinity and attending police officers at risk. The Hearing Panel had no doubt that neighbours were adversely affected and that harassment, alarm and distress was being caused.

The Hearing Panel were satisfied the evidence clearly demonstrated Mr Chen had very little or no control over the Premises, and that he had shown very little concern for the problems emanating from his premises and the consequences thereof.

The Hearing Panel found it completely unacceptable that Mr Chen prioritised his own personal gain over and above the licensing objectives by refusing to close the Premises early when requested to do so by the authorities. Further, the Hearing Panel considered that Mr Chen's refusal and reluctance to co-operate with the authorities overall was wholly unreasonable and irresponsible in the circumstances.

The Hearing Panel were satisfied that the authorities had taken a reasonable stepped approach in their use of enforcement measures to try and resolve the problems at the Premises. They considered that Mr Chen had been given plenty of warnings and advice on the steps needed to improve, but that he had failed to respond adequately. They were satisfied that review of the Premises Licence was an appropriate and proportionate step.

The Hearing Panel noted that despite very serious action being necessary, namely the ultimate closure of the Premises, Mr Chen had still not put appropriate measures and safeguards in place. The Hearing Panel acknowledged that the closure had been effected as a result of non-compliance with COVID-19 legislative requirements, but found there was significant evidence to demonstrate that these additional requirements had merely exacerbated the situation, and that the licensing objectives were being undermined despite this.

The Hearing Panel was disappointed to note Mr Chen's failure to engage in the hearing and found this attitude to be consistent with the evidence submitted by the authorities. Accordingly, the Hearing Panel formed the view that this attitude demonstrated a complete disregard for authority and willingness to change. The Hearing Panel had no confidence that Mr Chen was competent as either a Premises Licence Holder or a Designated Premises Supervisor.

The Hearing Panel found that Mr Chen's actions and failure to act were undermining every licensing objective.

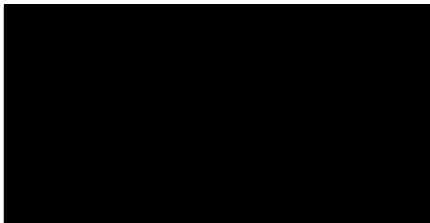
The Hearing Panel considered, at length, all of the options available to them, and, in particular, whether any action less than revocation would be sufficient and proportionate to resolve the problems at the Premises. However, given the serious nature of the evidence presented; the fact that the authorities had already taken a stepped approach; and the lack of co-operation by Mr Chen to a significant degree, being both the Premises Licence Holder and the Designated Premises Supervisor, the Hearing Panel felt the only appropriate action was to revoke the Premises Licence in its entirety.

In making this decision the Hearing Panel were mindful of the serious impact this would have on Mr Chen, but gave precedence to their duty to ensure promotion of the licensing objectives and to act in the best interests of the community. On balance, bearing in mind all of the evidence before them, the Hearing Panel were satisfied that revocation of the Premises Licence was proportionate and the only appropriate action to take.

RIGHT OF APPEAL

There is a right of appeal to the Magistrates' Court within 21 days from the date on which the parties are notified of the determination of the decision of the Hearing Panel.

Signed:



Dated: 10TH NOVEMBER 2020