

APPENDIX -1



CEC Reference :

**Application to vary a premises licence
under the Licensing Act 2003****PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/~~We~~ SERKAN OLGUN (Insert name(s) of applicant) being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises licence number

189

Part 1 – Premises Details

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

14 WELSH ROW

Post town

NANTWICH

Post code

CW5 5ED

Telephone number at premises (if any)

Non domestic rateable value of premises

£

Part 2 – Applicant Details

Daytime contact telephone number

Email address (optional)

Mr



Mrs



Miss



Ms

Other title
(for example, Rev)

Surname

OLGUN

First names

SERKAN

Current postal address
if different from
premises address

--

Post Town

--

Postcode

--

Part 3 - Variation

Please tick ☒

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

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

If not do when do you want the variation to take effect from?

Day	Month	Year

If your proposed variation would mean that 5000 or more people are expected attend the premises at any one time please state the number expected to attend

--

Please describe briefly the nature of the proposed variation (please read guidance note 1)

TO EXTEND THE HOURS FOR PROVISION OF LATE
NIGHT REFRESHMENT AND THE HOURS THE PREMISES ARE
OPEN TO THE PUBLIC.

THURSDAYS BY 30 MINUTES

FRIDAYS + SATURDAYS BY 1 HOUR

THURS	23:00	TO	03:30
FRIDAY	23:00	TO	04:00
SATURDAY	23:00	TO	04:00

Part 4 - Operating Schedule

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

Provision of regulated entertainment

Please tick ✓

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

Provision of entertainment facilities:

- | | | |
|----|--|--------------------------|
| i) | making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) | dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) | entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K) | <input type="checkbox"/> |

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

☒

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

☐

In all cases complete boxes N, O and P

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)	
Day	Start	Finish		
Mon				
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)	
Wed				
Thur				
Fri			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list. (please read guidance note 5)	
Sat				
Sun				

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing			
			Will the entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish				
Mon			Please give further details here (please read guidance note 3)			
Tue						
Wed			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)			
Thur						
Fri			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list. (please read guidance note 5)			
Sat						
Sun						

Provision of facilities for making music. Standard day and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sun					

J

Provision of facilities for dancing Standard timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	
					Outdoors	
					Both	
					Please give a description of the facilities for dancing you will be providing	
Day	Start	Finish				
Mon						
Tue						
Wed			Please give further details here (please read guidance note 3)			
Thur						
Fri			State any seasonal variations for providing dancing facilities (please read guidance note 4)			
Sat						
Sun			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list. (please read guidance note 5)			

K

Provision of facilities for entertainment of a similar description to that falling within (i) or (j) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing			
			Will the entertainment facility be place Indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors		
				Outdoors		
				Both		
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed						
Thur						
Fri						
Sat						
Sun			State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4)			
Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within (i) or (j) at different times to those listed in the column on the left, please list. (please read guidance note 5)			Please give further details here (please read guidance note 3)			

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	
					Both	
					Day	Start
Mon	23-00	01-00				
Tue	23-00	03-00				
Wed	23-00	01-00				
Thur	23-00	03-30				
Fri	23-00	04-00				
Sat	23-00	04-00				
Sun	23-00	01-00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 5)			Please give further details here (please read guidance note 3)			

Sale of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises	Off the premises	Both
Day	Start	Finish				
Mon				State any seasonal variations for the sale of alcohol (please read guidance note 4)		
Tue						
Wed						
Thur						
Fri			Non standard timings: Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sat						
Sun						

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list. (please read guidance note 5)
Mon	17-00	01-00	
Tue	17-00	03-00	
Wed	17-00	01-00	
Thur	17-00	03-30	
Fri	17-00	04-00	
Sat	17-00	04-00	
Sun	17-00	01-00	

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

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

Please tick ✓

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

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

Reasons why I have failed to enclose the premises licence or relevant part of the premises licence

P

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

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

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Please tick ✓

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

✓
✓
✓
✓
✓

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature

Date ...23-10-2013.....

Capacity ...OWNER.....

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

Signature

Date

Capacity

Contact Name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

Notes for guidance

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

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

Please note: It is your responsibility to provide the authority with a copy of the required advertisement in relation to this application, clearly showing the date of publication.



Nantwich Town Council



Town Clerk:- Ian Hope
 Tel :- 01270 619224
 Fax :- 01270 619225
 E-Mail :- nantwichtc@nantwichtowncouncil.gov.uk

Brookfield Hall
 Shrewbridge Road
 NANTWICH
 Cheshire
 CW5 7AD

Our Ref: - IHH/CEC Licensing

19 November 2013

Dear Sirs,

Balti Masala, 14 Welsh Row, Nantwich, CW5 5ED - To extend the hours for provision of late night refreshment and the hours the premises are open to the public on Thursday by 30 minutes and on Friday and Saturday by 1 hour

Thursday – 23:00 to 03:30

Friday – 23:00 to 04:00

Saturday – 23:00 to 04:00

I write on behalf of Nantwich Town Council to object to the above application on the following grounds. I understand that the Police have also objected to this application.

Impact on the prevention of crime and disorder

CCTV images and Police incident records provide evidence of anti-social behaviour after closure of late night drinking establishments. Extending the hours will increase the potential for further anti-social behaviour.

Impact on the prevention of public nuisance

CCTV images and Police incident records provide evidence of noise and threats to community safety through violent and drunken behaviour. Extending the hours will increase the potential for further noise and threats to community safety. The Streetscape team of Cheshire East has to undertake clean-up operations at ratepayers expense early on Saturday and Sunday mornings. Extending the hours will increase the potential for further litter and other debris to be cleaned off the streets.

Yours faithfully

Ian Hope
 Town Clerk

The Licensing Section,
 Cheshire East Council,
 Macclesfield Town Hall
 Market Street
 Macclesfield
 Cheshire SK10 1DS

Part A

PREMISES LICENCE**Cheshire East Borough Council**

Premises licence number	189
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Part 1 - Premises details

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

Balti Masala
14 Welsh Row

Post town **Nantwich**Post code **CW5 5ED**Telephone number **01270 611919**

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Provision of late-night refreshment

The times the licence authorises the carrying out of licensable activities

Monday	17:00	to	01:00
Tuesday	17:00	to	03:00
Wednesday	17:00	to	01:00
Thursday	17:00	to	03:00
Friday	17:00	to	03:00
Saturday	17:00	to	03:00
Sunday	17:00	to	01:00

The opening hours of the premises

Monday	17:00	to	01:00
Tuesday	17:00	to	03:00
Wednesday	17:00	to	01:00
Thursday	17:00	to	03:00
Friday	17:00	to	03:00
Saturday	17:00	to	03:00
Sunday	17:00	to	01:00

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

Not applicable

Part 2

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

Serkan Olgun
14 Welsh Row
Nantwich
Cheshire
CW5 5ED

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

Not applicable

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

Not applicable

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

Not applicable

Issued on: 24 January 2012

Signed by Peter Simester

On behalf of Cheshire East Borough Council
Licensing Section, Westfields, Middlewich Road, Sandbach, CW11 1HZ

Annex 1 - Mandatory conditions

None.

Annex 2 - Conditions consistent with Operating Schedule

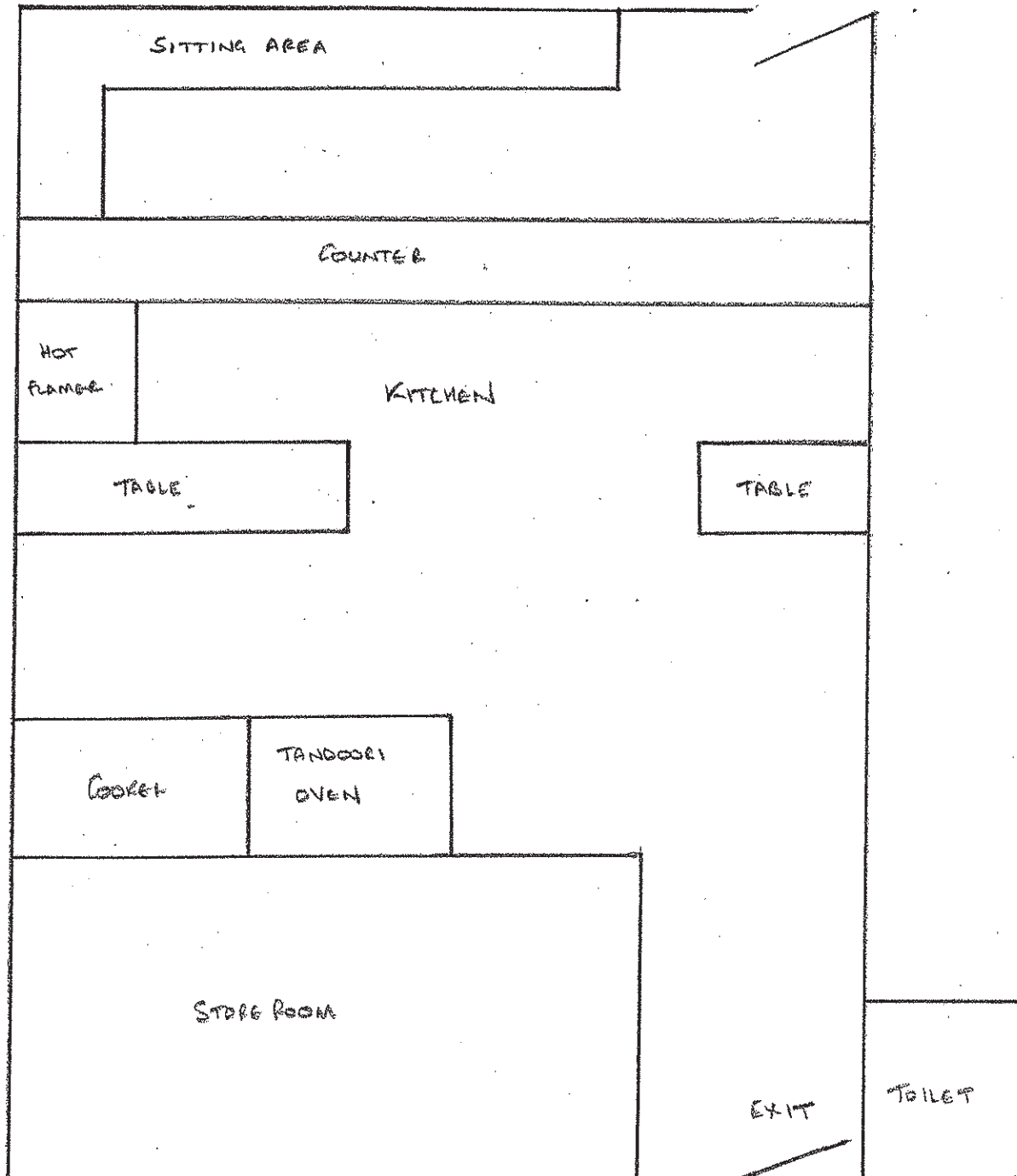
1. There shall be placed at all exits from the premises, in a place where they can be seen and easily read by the public, notices requiring customers to leave the premises and the area quietly.
2. Where the premises provide food for consumption off the premises, the public area immediately surrounding the premises shall be cleared of waste food, food containers, wrapping etc. regularly during the stated operating hours and at the end of trading on each day. Such refuse shall be placed in a container designed for the storage and disposal of refuse and waste foods which shall be constructed, maintained and located so that access to it by vermin and unauthorised persons is prevented and arrangements shall be made for the regular lawful disposal of their contents.
3. In addition to the hours shown on page one, the authorised licensable activities may be carried out until 03:00 on Christmas Eve and New Years Eve.

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

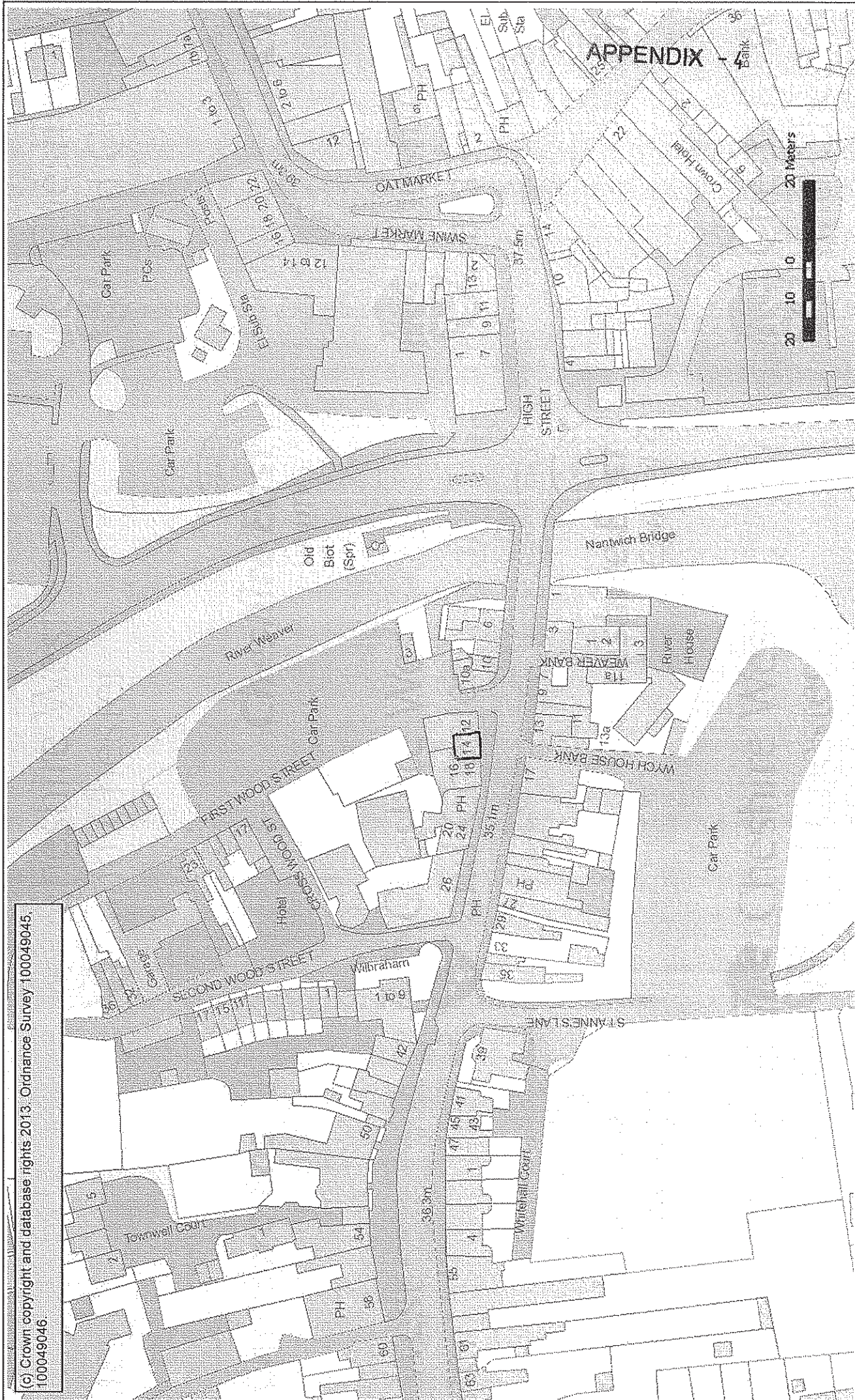
None.

Annex 4 - Plan

Neelb Row



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APPENDIX - 4