

LICENSING SUB-COMMITTEE

AGENDA



Monday 30 May, 2022

at 10.00 am

**in Committee Room C,
Civic Centre, Hartlepool**

Those wishing to attend the meeting should phone (01429) 523568 or (01429) 523019 by midday on Friday 27 May and name and address details will be taken.

You should not attend the meeting if you are displaying any COVID-19 symptoms (such as a high temperature, new and persistent cough, or a loss of/change in sense of taste or smell), even if these symptoms are mild. If you, or anyone you live with, have one or more of these symptoms you should follow the NHS guidance on testing.

1. **APOLOGIES FOR ABSENCE**
2. **TO RECEIVE ANY DECLARATIONS OF INTEREST BY MEMBERS**
3. **ITEMS FOR DECISION**
 - 3.1 Application to Vary a Premises Licence in Respect of Hornby Park, Elizabeth Way, Seaton Carew – *Assistant Director, Regulatory Services*

CIVIC CENTRE EVACUATION AND ASSEMBLY PROCEDURE

In the event of a fire alarm or a bomb alarm, please leave by the nearest emergency exit as directed by Council Officers. A Fire Alarm is a continuous ringing. A Bomb Alarm is a continuous tone. The Assembly Point for everyone is Victory Square by the Cenotaph. If the meeting has to be evacuated, please proceed to the Assembly Point so that you can be safely accounted for.

LICENSING ACT 2003

Procedure for Hearings



Prior to the commencement of the meeting, a representative of the Democratic Services Section shall establish the identity of those present, who they represent and who intends, or wishes to speak.

1. The Chair's opening comments, including introduction of Members of sub-committee and officers present. Explanation of the decision to be considered.
2. The Assistant Director (Regulatory Services), or representative shall outline the application, any relevant representations and relevancy to Licensing Policy and statutory guidance.
3. Members ask any questions of the Assistant Director (Regulatory Services), or representative.
4. Applicant presents their case (either personally or via legal representation) and introduces witnesses where appropriate.
5. Questions by Members to applicant and/or applicant's witnesses.
6. Representations by responsible bodies and/or interested parties and witnesses introduced where appropriate.
7. Questions by Members to responsible bodies/interested parties and/or their witnesses.
8. Parties may question and clarify issues raised with the consent of the Chair.
9. If required, responsible bodies/interested parties to be given opportunity to sum up.
10. If required, the applicant to be given opportunity to sum up.
11. Members to have the opportunity to clarify any points raised. The Chair shall ask whether all parties are satisfied they have said all they wish to.
12. Members to go into closed session to deliberate.
13. Chair informs parties of their decision, with reasons.

Report of: Assistant Director, Regulatory Services

Subject: APPLICATION TO VARY A PREMISES LICENCE IN RESPECT OF HORNBY PARK, ELIZABETH WAY, SEATON CAREW.

1. PURPOSE OF REPORT

- 1.1 To consider an application for the variation of a premises licence for Hornby Park, Elizabeth Way, Seaton Carew.

2. SUMMARY OF APPLICATION

- 2.1 Applicant: Hornby Park Ltd
Premises: Elizabeth Way
Seaton Carew
Hartlepool
- 2.2 A copy of the application is attached as Appendix 1.
- 2.3 A map of the area is attached as Appendix 2 and street view images are attached as Appendix 3.
- 2.4 At present, the premises licence only authorises licensable activities on Saturdays and Sundays until 19:00 hours. The application is to extend trading to as late as 23:30 hours, seven days a week.

3. BACKGROUND

- 3.1 Hornby Park operates as the venue for Seaton Carew Community & Sports club and currently has a *club premises certificate* to authorise most of its licensable activities. A copy of the club premises certificate is attached as Appendix 4.
- 3.2 A club premises certificate is similar to a premises licence but only authorises licensable activities when the premises is operating as a private members club (a 'qualifying club').
- 3.3 As can be seen from Appendix 4, the club premises certificate authorises licensable activities until as late as 0100 hours seven days a week.
- 3.4 As a club premises certificate is for 'members only', Hornby Park obtained a premises licence in 2009 allowing them to sell alcohol and provide

entertainment to members of the general public on Saturdays and Sundays. A copy of the premises licence is attached as Appendix 5.

- 3.5 The application to vary the licence has been advertised in the prescribed manner and five objections have been received – all from local residents and all relating to the potential for noise nuisance. These objections are attached to the report as Appendices 6-10.

4. ISSUES

- 4.1 As relevant representations have been received a hearing must be held for Members to consider the application (unless all parties agree a hearing is unnecessary).
- 4.2 Hornby Park Ltd has applied to extend the hours and days on which they can offer licensable activities to the general public.
- 4.3 Hornby Park Ltd has indicated that if the variation of the premises licence is granted, they will surrender the club premises certificate.
- 4.4 The area covered by the premises licence, and this application, applies to both the clubhouse and the outside playing fields area.
- 4.5 The law relating to the licensing of regulated entertainment is, unfortunately, complicated.
- 4.6 Due to the government's de-regulation of regulated entertainment, the provision of live and recorded music, even from an outside venue, is not licensable unless the audience is more than 500 people (at any one time) or it takes place after 2300 hours.
- 4.7 Where there are fewer than 500 people and it is before 2300 hours, the entertainment is not licensable and cannot be prevented, or regulated, by a licence.
- 4.8 However, due to the nature and size of Hornby Park, it is reasonable to assume that there may be events that take place where the audience exceeds 500 and therefore it is appropriate for the licensing sub-committee to consider whether music being played to an audience of over 500 people should be permitted and, if it is, whether it would be appropriate to regulate it by means of conditions or restricted hours/days.
- 4.9 Any restrictions or conditions imposed would have no effect where the audience is under 500 or it is not yet 2300 hours.
- 4.10 Where live or recorded music is provided to fewer than 500 people and before 2300 hours and it causes a noise nuisance, a review of the premises licence can be applied for by any affected party. One of the options available at the subsequent licence review hearing is for the sub-committee to 're-regulate'

the musical activity that has caused the nuisance and either ban it, or regulate it (by hours restriction and/or conditions).

4.11 Having regard to the representations received, Members may take any of the following steps for the promotion of the licensing objectives:

- i) To approve the application in its entirety
- ii) To approve the application in part - with or without the addition of further conditions
- iii) To reject the whole or part of the application

4.12 The licensing objectives are:

- i) The prevention of crime and disorder
- ii) Public safety
- iii) The prevention of public nuisance, and
- iv) The protection of children from harm

4.13 Members are reminded that they must only consider those aspects of the licence application that are relevant to the representations received.

5. RECOMMENDATIONS

5.1 That Members consider the representations made by the applicant and the objectors and determine what aspects, if any, of the application should be granted and, if appropriate, what conditions, if any, should be attached.

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 that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.



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

I/We Hornby Park Ltd
(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	HART/PS/373.
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Hornby Park Elizabeth Way Seaton Carew			
Post town	Hartlepool	Postcode	TS25 2AZ

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

Part 2 – Applicant details

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	As above
Post town	
Postcode	

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐
No

If not, from what date do you want the variation to take effect?

DD MM YYYY

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Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

We are currently running under a Club Premises Certificate & a Premises Licence - We would like to vary our Premises Licence to cover all licensable activities Monday-Sunday, in order so we can surrender our Club Premises Certificate.

We would also like to amend the following Conditions from Annex 2 (A copy of the Conditions are included with this application)

- Amend Conditions 11-19 to Clarify that they relate to outdoor events only.
- Amend Condition 16 from 'St John Ambulance' to 'first aiders'
- Remove Condition 18 - as Police checks are only required for staff involved in the sporting facilities at the club.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

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Conditions 11 – 19 for Annex 2 of Premises Licence (HART/PS/373)

11. Volunteers shall be provided to assist in the promotion of the licensing objectives.
12. Regular public announcements shall be given to make people aware of hazards and rules.
13. Sufficient numbers of security staff shall be employed to prevent crime and disorder.
14. The local Police Authority and Fire Brigade shall be kept informed of events.
15. Suitable signage shall be in place warning people of possible hazards and exits.
16. St Johns ambulance staff shall be in attendance.
17. The crowd shall be monitored and sufficient numbers of security staff employed to assist in crowd management.
18. Club staff shall be CRB checked.
19. Risk Assessment to be carried out prior to any event

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

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

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

☐

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

☒

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 6)		
Fri	12:00	23:00	* Outdoor events restricted to four weekends per calendar year.		
Sat	12:00	23:00	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 7)		
Sun	12:00	23:00	New Years Eve (Indoors) until 00:30.		

* already Permitted on Current licence-
Just to clarify its relating to
'outdoor' events.

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	12:00	22:00 23:30			
Tue	12:00	23:00 23:30			
Wed	12:00	23:00 23:30			
			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Thur	12:00	23:00 23:30	New Years Eve until 00:30.		
			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 7)		
Fri	12:00	23:00 23:30			
Sat	12:00	23:30			
Sun	12:00	23:30			

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>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</u> (please read guidance note 7)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 6) New Years Eve until 00:30.		
Mon	10:00	23:30			
Tue	10:00	23:30			
Wed	10:00	23:30			
Thur	10:00	23:30	<u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 7) * would not advertise the fact that licensed for 'off sales' just to cover the club if customer left with drink i.e unfinished bottle of wine		
Fri	10:00	23:30			
Sat	10:00	23:30			
Sun	10:00	23:30			

K

<p>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 10).</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	<i>New Years Eve until 01.00</i>
Mon	10:00	00:00	
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:00	
Fri	10:00	00:00	
Sat	10:00	00:00	
Sun	10:00	00:00	
Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)			

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.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

☒
☐

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 not enclosed the premises licence or relevant part of premises licence.

M 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 and e) (please read guidance note 11)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

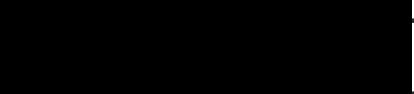
Checklist:**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- 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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	11.4.2022
Capacity	Ops.

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 14). 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 15)

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.

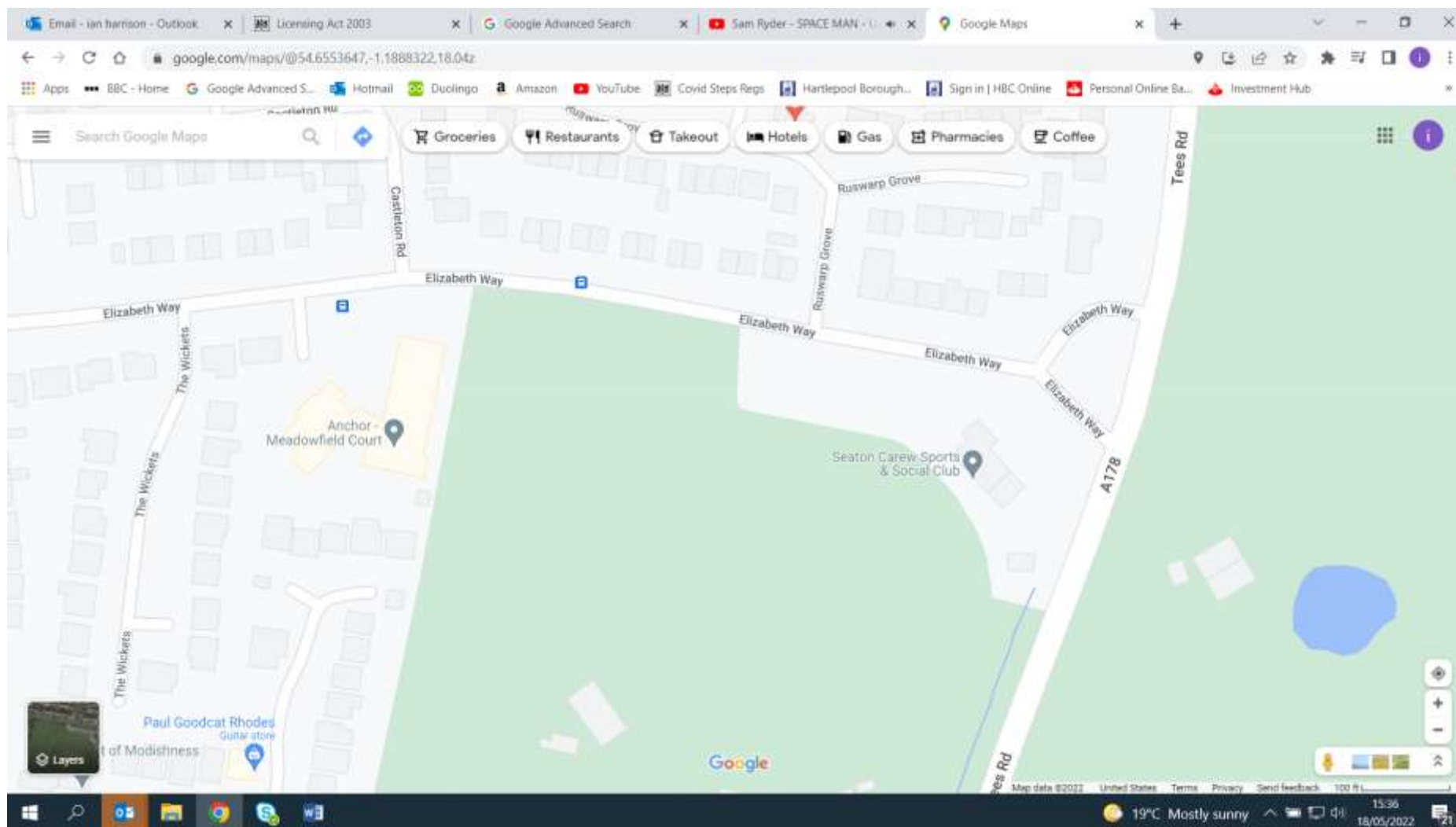
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. 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.

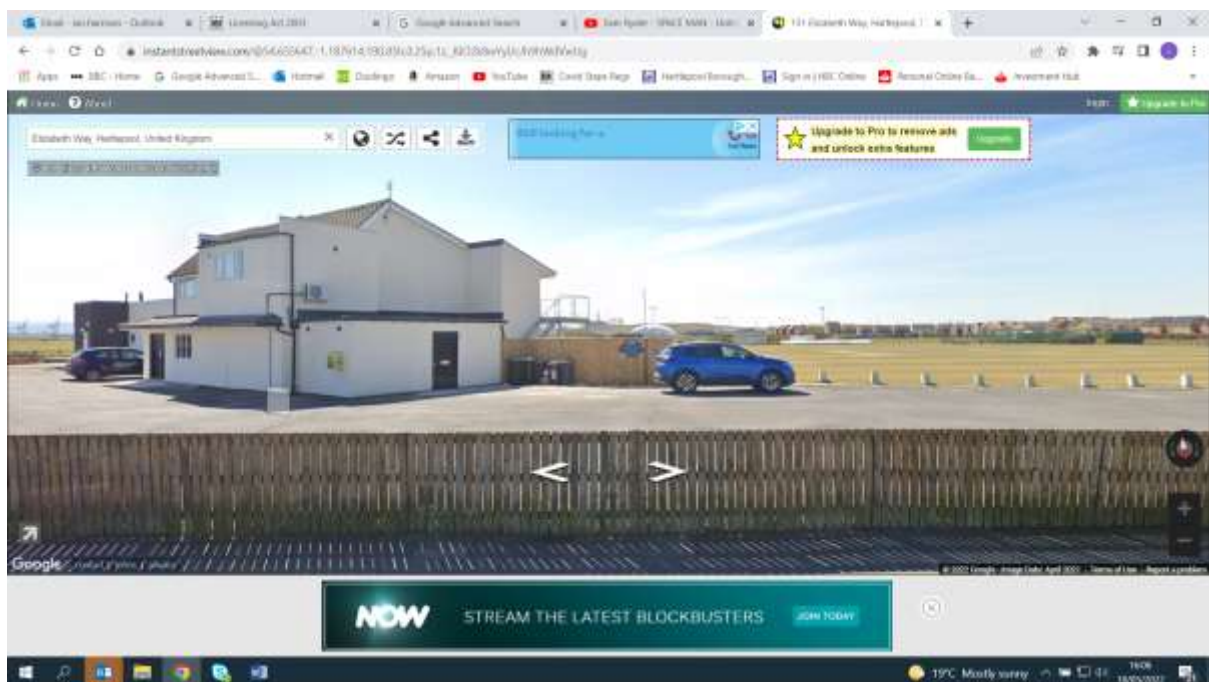
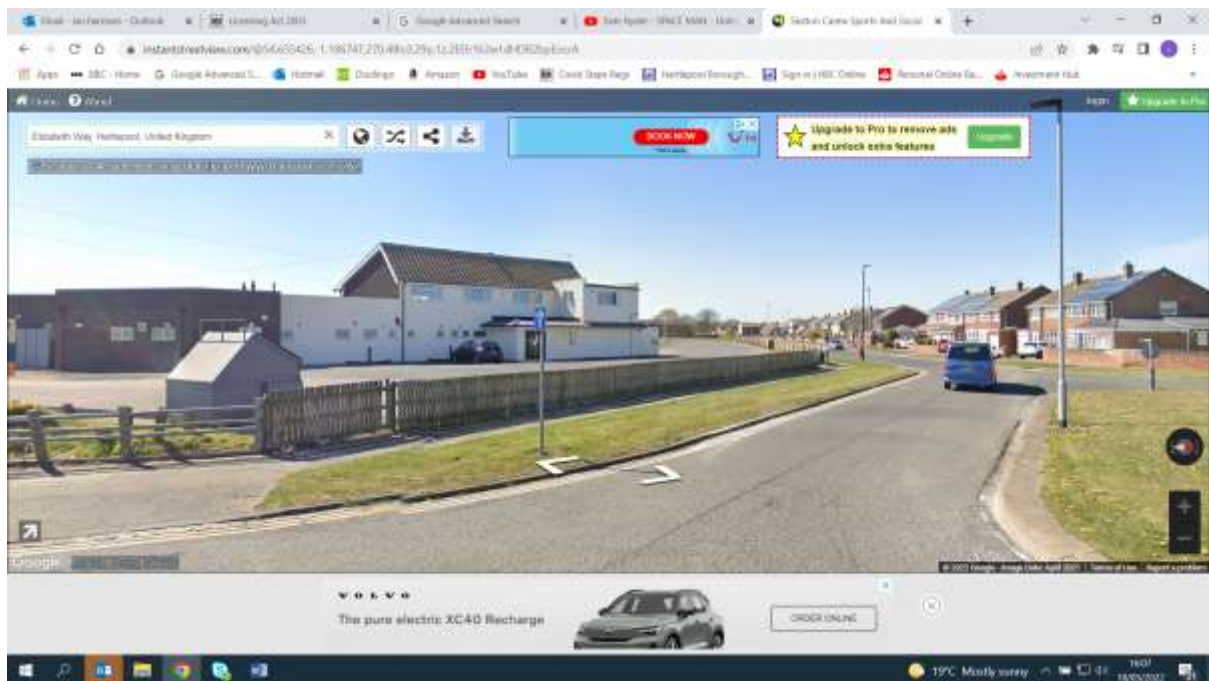
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, 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.
- 4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 5. For example 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.
- 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 8. 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.
- 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
- 10. 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 or the presence of gaming machines.
- 11. Please list here steps you will take to promote all four licensing objectives together.
- 12. The application form must be signed.
- 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
- 15. This is the address which we shall use to correspond with you about this application.

The Licensing Team
Hartlepool Borough Council
Civic Centre
Hartlepool
TS24 8AY

3.1 Appendix 2



3.1 Appendix 3



Part A

**Club Premises Certificate
Hartlepool Borough Council**

Club premises certificate number HARTL/CL/023

Club details

Name of club in whose name this certificate is granted and relevant postal address of club <div style="text-align: center; margin-top: 10px;">Seaton Carew Sports & Social Club</div>	
Address Hornby Park, Elizabeth Way, Seaton Carew	
Post town Hartlepool	Post code TS25 2AZ
Telephone number 01429 268371	

If different from above the postal address of club premises to which this certificate relates, if any, or if none, ordnance survey map reference of description <div style="text-align: center; margin-top: 10px;">N/A</div>	
Post town	Post code
Telephone number	

Where the club premises certificate is time limited the dates N/A

Qualifying club activities authorised by the certificate. Any entertainment authorised by this certificate is limited to indoors only, unless stated otherwise.	
1. Supplying of Alcohol 2. Films 3. Live Music 4. Recorded Music 5. Performance of Dance	6. Anything similar to 3,4, or 5 above 7. Dancing facilities

The times the certificate authorises the carrying out of qualifying club activities

1. Supplying of alcohol (On & Off Supplies)	Monday to Sunday	11:30 – 01:00
2. Films	Monday to Sunday	19:00 – 24:00
3. Live Music	Monday to Sunday	19:00 – 24:00
4. Recorded Music	Monday to Friday	19:00 – 24:00
	Saturday & Sunday	12:00 – 24:00
5. Performance of Dancing	Monday to Friday	19:00 – 24:00
	Saturday & Sunday	12:00 – 24:00
6. Anything similar to 3, 4 & 5 above	Monday to Friday	19:00 – 24:00
	Saturday & Sunday	12:00 – 24:00
7. Provision of facilities for Dancing	Monday to Thursday	19:00 – 24:00
	Friday	19:00 – 01:00
	Saturday & Sunday	12:00 – 01:00
‘Family Fun Day’ (Outside)		
Live Music	12:00 – 19:00	
Recorded Music	12:00 – 20:00	
Performance of Dance	12:00 – 19:00	

The opening hours of the club

At the discretion of the club

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

On & Off Supplies

Date licence granted: 6 July 2005

Annex 1 – Mandatory conditions

1. The supply of alcohol for off sales must be made at a time when the premises are open for the purpose of supplying alcohol, in accordance with the club premises certificate, to members of the club for consumption on the premises

Any alcohol supplied for consumption off the premises must be in a sealed container.

Any supply of alcohol for consumption off the premises must be made to a member of the club in person

2. In relation to the exhibition of films, the admission of children must be restricted in accordance with the classification designated by the British Board of film Classification (BBFC) or other authority designated by the Video Recordings Act 1984 for the film, or films being exhibited.

3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children–

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to–
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
- (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
- (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
7. The responsible person shall ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

Annex 2 – Conditions consistent with the Club Operating Schedule

1. Alcohol shall not be sold or supplied except during permitted hours. In this condition, permitted hours also includes:

On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).

The above restrictions do not prohibit:

- i. during the first twenty minutes after the above hours, the consumption of the alcohol on the premises;
 - ii. during the first twenty minutes after the above hours, the taking of alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
 - iii. during the first thirty minutes after the above hours, the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied as ancillary to the meals;
 - iv. the supply to, or consumption by, any person of alcohol in any premises where they are residing.
2. Except with the prior written approval of the Licensing Authority and subject to any conditions which may be attached to such approval: -
 - (a) No special effects, naked flames, smoke production or any process creating a risk of fire, or the illusion of smoke or fire shall be used for the purpose of providing regulated entertainment on the premises.
 - (b) No explosives or highly flammable substances shall be brought into or used on the premises.
 - (c) No special effects shall be used or displays given on the premises, which consist of or include the use of lasers.

Applications for consent, giving detailed descriptions of the equipment to be used and details of the event, including dates and times must be made not less than 28 days before the date of the event.

3. The licensee must ensure that the electrical socket outlets in the licensed premises, which are used for the purpose of providing licensed entertainment are protected by a residual current device being a 30 MA tripping circuit.
4. There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials for use by patrons.
5. Staff shall be trained in the law relating to under age sales.
6. Gambling machines are prohibited to persons under 18 years of age.
7. Children under 16 years of age are prohibited from the downstairs bar after

21:00 hrs.

8. Alcohol shall not be served to persons who are deemed to be drunk or disorderly.
9. Only members, guests of members and day members shall be permitted to use the club
10. The maximum number of persons who shall be allowed to use specific parts of the premises is as follows.

Bar	80 persons
Lounge	100 persons
11. North side windows shall be kept closed during the provision of regulated entertainment, so as to prevent public nuisance.
12. All persons under 18 years of age must be under the direct control of a responsible adult.
13. Sports sections shall have qualified personal to protect children (and vulnerable adults) from harm.
14. In the event of the fire alarm being activated a suitable relay must be provided so that the electrical power supply to all sound amplification system in the licensed premises must be immediately intercepted so that the alarm can be clearly heard in all parts of the licensed premises.

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

None

Annex 4 – Plans

As Attached

THE LICENSING ACT 2003
PREMISES LICENCE (PART A)

Premises licence number

HART/PS/373

Part 1 - Premises details

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

Hornby Park
Elizabeth Way
Seaton Carew

Post Town Hartlepool

Post Code TS25 2AZ

Telephone number 01429 260945

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence. Any entertainment authorised by this licence is limited to indoors only, unless stated otherwise.

- | | | | |
|---|-------------------------------------|---|--|
| 1 | Supply of alcohol | 2 | Live Music |
| 3 | Recorded Music | 4 | Performance of Dance |
| 5 | Anything similar to 2, 3 or 4 | 6 | Provision of facilities for making music |
| 7 | Provision of facilities for dancing | 8 | Provision of entertainment facilities of a similar description to 6 or 7 |

Live Music is restricted to a maximum of four weekends per calendar year

The time the licence authorises the carrying out of licensable activities.

- | | |
|---|---|
| 1 | Supply of alcohol – Saturdays and Sundays 1200 – 1830 |
| 2 | Live Music – Saturday and Sundays 1200 – 1900 |
| 3 | Recorded Music - Saturday and Sundays 1200 – 1900 |
| 4 | Performance of Dance - Saturday and Sundays 1200 – 1900 |
| 5 | Anything similar to 2, 3 or 4 - Saturday and Sundays 1200 – 1900 |
| 6 | Provision of facilities for making music - Saturday and Sundays 1200 – 1900 |
| 7 | Provision of facilities for dancing - Saturday and Sundays 1200 – 1900 |
| 8 | Provision of entertainment facilities of a similar description to 6 or 7 - Saturday and Sundays 1200 – 1900 |

The opening hours of the premises

Saturdays and Sundays 1200 – 1900

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

On supplies only

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

Hornby Park Ltd
Hornby Park
Elizabeth Way
Seaton Carew
Hartlepool
TS25 2AZ

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

12299635

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

Andrew Reece

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

Hartlepool Borough Council

Date licence granted: 8th March 2021

ANNEX 1 – Mandatory Conditions

1. No supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2. Each individual employed or otherwise engaged at the premises to carry out a security activity must be licensed by the Security Industry Authority.
3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
6. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
7. The responsible person shall ensure that—
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.

ANNEX 2 – Conditions consistent with the Operating Schedule

1. Except with the prior written approval of the Licensing Authority and subject to any conditions which may be attached to such approval: -
 - (a) No special effects, naked flames, smoke production or any process creating a risk of fire, or the illusion of smoke or fire shall be used for the purpose of providing regulated entertainment on the premises.
 - (b) No explosives or highly flammable substances shall be brought into or used on the premises.
 - (c) No special effects shall be used or displays given on the premises, which consist of or include the use of lasers.

Applications for consent, giving detailed descriptions of the equipment to be used and details of the event, including dates and times must be made not less than 28 days before the date of the event.

2. The licensee shall ensure that the electrical socket outlets in the licensed premises to be used with electrical equipment provided for the purpose of entertainment shall be protected by a residual current device being a 30 mA tripping circuit.
3. In the event of the fire alarm being activated a suitable relay should be provided so that the electrical power supply to all sound amplification system in the licensed premises shall be immediately intercepted so that the alarm can be clearly heard in all parts of the licensed premises.
4. There shall be maintained on the premises at all times an adequate and appropriate supply of first aid equipment and materials for use by patrons.
5. A CCTV system of a type and specification approved by Cleveland Police shall be operational during all trading hours and, where more than one camera is in operation, at least one shall be permanently directed at the sales counter so as to record all sales taking place.

Images recorded by the system shall be retained for a minimum of 28 days and shall be made immediately available to police officers or other authorised officers on request.

6. There shall be in place a written policy to prevent the sale or supply of alcohol to persons under 18 years of age. That policy shall require any person who appears to be under the age of 21 to produce a recognised proof of age card accredited under the Proof of Age Standards Scheme (PASS), a photo driving licence, a passport or official HM Forces or EU ID card bearing photo and date of birth.
7. At least one notice shall be displayed at the entrance to the premises where it can be clearly seen and read and shall indicate that it is unlawful for persons under 18 years of age to purchase alcohol or for any person to purchase alcohol on behalf of a person under 18 years of age

8. A written record shall be maintained detailing the training provided to each member of staff authorised to sell or supply alcohol. Such a record shall be signed by the member of staff to confirm the date that such training took place.
9. The licence holder shall implement a policy of regular monitoring and review of all staff authorised to sell or supply alcohol. Such a policy shall include periodic analysis of CCTV footage to ensure sales and refusals correspond with till records.
10. There shall be a means of alerting staff to verify the age of a prospective purchaser whenever an age restricted product is presented for purchase.
11. Volunteers shall be provided to assist in the promotion of the licensing objectives.
12. Regular public announcements shall be given to make people aware of hazards and rules.
13. Sufficient numbers of security staff shall be employed to prevent crime and disorder.
14. The local Police Authority and Fire Brigade shall be kept informed of events.
15. Suitable signage shall be in place warning people of possible hazards and exits.
16. St Johns ambulance staff shall be in attendance.
17. The crowd shall be monitored and sufficient numbers of security staff employed to assist in crowd management.
18. Club staff shall be CRB checked.
19. Risk Assessment to be carried out prior to any event
20. No adult entertainment, services or activities will take place.

ANNEX 3 – Conditions attached after a hearing by the Licensing Authority

NONE

ANNEX 4 - Plans

YOU ARE REMINDED THAT IT IS YOUR LEGAL OBLIGATION TO ATTACH THE CURRENT 'PLAN' TO THIS PREMISES LICENCE AND KEEP THIS LICENCE (OR A CERTIFIED COPY) IN A SECURE PLACE AT THE LICENSED PREMISES.

IT IS AN OFFENCE NOT TO PRODUCE YOUR PREMISES LICENCE (INCLUDING THE PLAN) UPON REQUEST BY A POLICE OFFICER, LOCAL AUTHORITY OFFICER OR AUTHORISED PERSON.

Re: Hornby Park, Elizabeth Way, Hartlepool

I would like to object to the above application due to the noise it will create from late night revellers. At times it is bad enough at the moment, this is a sports and social club not a night club.

Our reason for the objection is the noise coming from the club due to live music / karaoke / DJ (recorded music).

We can hear this over our TV in the house. We have contacted the club numerous times about the noise to try and compromise. We never actually ask for the music to be turned down or even off completely but instead simply to close the windows to try and drown out the noise. Unfortunately as we continue to experience noise disturbances we have submitted a formal noise complaint to HBC as advised.

We really did not want to object the new proposal as the club refurb is great and we go over to the club ourselves but we feel we may suffer if not more so further noise disturbances should the club licence be extended to a later time.

We look forward to reaching some kind of agreement which benefits us all.

To whom it may concern, regarding application from Hornby park. I wish to object to this application. As a resident living in close to proximity to ie across the road. I object on the grounds of noise from both inside the club and more traffic and noise from vehicles arriving and departing at later hours. it is bad enough having to bear with the noise from discos until 11:30pm without having to suffer even later .

From: [REDACTED]
Sent: 05 May 2022 23:47
To: Licensing
Cc: [REDACTED]
Subject: Objection to changes in Licensing at Hornby Park, Elizabeth Way, Seaton Carew
Attachments: IMG_4646.MOV

To:- Trading Standards & Licensing Manager, The Licensing Team,
Hartlepool Borough Council, Civic centre, Victoria Rd. Hartlepool. TS24 8AY

Dear Sir,

With reference to the proposed changes to Licensing at the Hornby Park, Elizabeth Way, Seaton Carew, I should like to register a strong objection to the Proposals.

I have been the owner of a property across the road from the premises in question for fifty years and have long experience of the problems arising from loud music late at night, noise and disturbance from traffic, taxis and patrons who have over indulged. I enclose a short video example from a recent event held on a Sunday afternoon two weeks ago for your consideration. I also enclose photographs of various examples of congestion and illegal and inconsiderate parking, on numerous days, from recent weeks and earlier.

The proposed changes would allow the present 'members only social club' facilities to then operate as a commercial licensed premises/pub, offering public access to outdoor daytime and late-night drinking and entertainment every night of the week. This cannot be acceptable for nearby residents of any age, particularly the elderly and those with young children.

My objections to the proposal are concerned with:-

- 1). Noise and disturbance from music and late night traffic in a Residential Area.**
Elizabeth Way estate is not a part of the central commercial area of the village. My house is rated in Band E for the Hartlepool Community Charge.
- 2). The Hornby Park sports facilities are excellent and of great value to the community but parking arrangements are totally inadequate even for existing users. This causes considerable difficulties every weekend with cars using grass verges, pavements and Residents Only areas and blocking bus routes.**
Attracting increased numbers of patrons for functions and events would only exacerbate this further. Local residents have to pay for Parking Permits outside their own houses and infrequent visits from Parking Wardens do little to deter casual visitors.
- 3). The Club has refurbished the clubhouse recently, including large extensions to the front exterior forecourt area and balcony space above, providing 40+ large permanent seating/tables which are used during the day and evenings throughout the week for food/casual drinking, with additional seating being available on the cricket field area immediately adjoining the clubhouse. This allows the young children of patrons to play**

unsupervised on the cricket area sometimes into the late evening. This has led already to a noticeable increase in noise throughout the day and into the late evening, particularly at weekends.

The upstairs function room opens directly onto the new enlarged balcony and it is almost certain that guests to any function held there would spill out onto the balcony allowing the 'entertainment' to be heard across a much wider area up until the proposed 11.30pm. restriction at any time during the week. The time taken to clear the building after any function would mean ongoing disturbance in car park areas until past midnight.

Yours Sincerely

[REDACTED], Seaton Carew. [REDACTED]

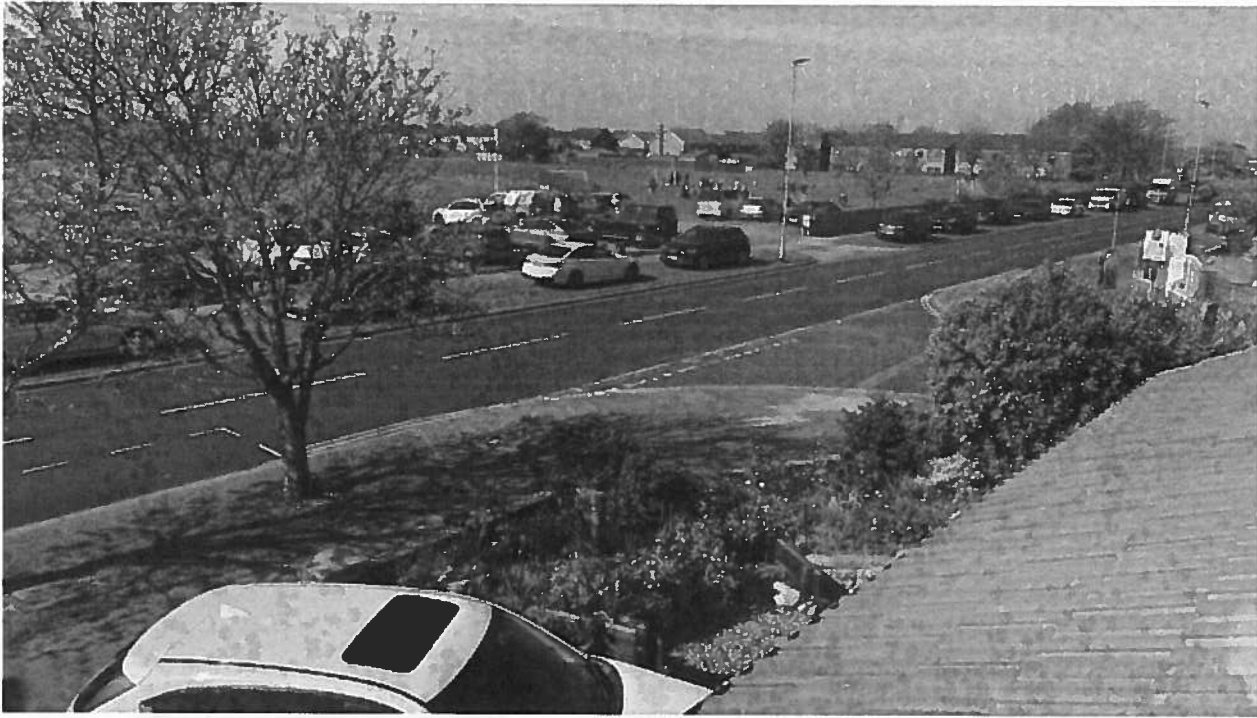
Click [here](#) to report this email as spam.



These were taken within the last two weeks on separate days







These images are from earlier dates





Trading Standards & Licensing
Manager, The Licensing Team,
Hartlepool Borough Council,
Civic Centre,
Hartlepool,
TS24 8AY



5/MAY/2022

REF Variation To An Existing License For Hornby Park ,Elizabeth Way,
Seaton Carew, Hartlepool TS25 2AZ.

Dear Sir,

Ref the public notice regarding the variation to the existing License I would like to ask if the application applies to the "Clubhouse of Hornby Park" or whether it includes the sports playing areas.

If the application is for the "Clubhouse" only, I would have no objection to the application .

However if the application is to cover the outside playing area of the sports club then I would object in the strongest possible terms.

I have been a member of this club for over 40 years and have used the club for the whole of that time. I know that the current management of the club have ambitions to promote "Live Band Concerts" within the outside sports area and if this new Licence application is to enable this to occur then it would be a total disaster for the residential area surrounding these premises.

The club grounds are surrounded by private residential buildings including an old peoples home adjacent to the football field. If the licence application is to enable "Live Band Concerts to take place ,the resulting Noise, Litter and Parking problems it would create would be intolerable for the local residents .

There is already a parking problem outside of the Cub at the moment due to visiting football teams . This has resulted in residents having to purchase parking permits to enable them to park outside of their homes.

A "Live Band Concert" situation in the grounds of the Club would be an intolerable situation for local residents and I would object in the strongest possible terms.

Yours Sincerely