

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 CAGLAR KANIK

(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	HOP 50326
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
FLAMES GRILL 19 HAVELOCK ROAD HASTINGS			
Post town	HASTINGS	Post code	TN34 1BP

Telephone number at premises (if any)	01424 461227
Non-domestic rateable value of premises	£ £4,301 TO £33,000 (BAND B)

Part 2 – Applicant details

Daytime contact telephone number	01424 461227		
E-mail address (optional)			
Current postal address if different from premises address			
Post Town		Postcode	

WOK/201206415

Part 3 - Variation

Please tick yes

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

☒

If not do you want the variation to take effect from

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

TO INCREASE THE OPENING HOURS SO THAT THE PREMISES CLOSES AT 5 AM ON FRIDAY'S, SATURDAY'S, SUNDAY'S AND BANK HOLIDAY MONDAY'S.
TO INCREASE OPENING HOURS TO 5 AM IF CHRISTMAS EVE OR NEW YEARS EVE FALLS ON A MON/TUES/ OR WEDS.

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

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 tick yes

- | | |
|--|--------------------------|
| 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) performances 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

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	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) ONLY PROPOSED CHANGE IS FOR THURSDAY/ FRIDAY/ SATURDAY AND SUNDAY PRECEDING BANK HOLIDAYS		
Mon	23.00	02.00			
Tue	23.00	02.00			
Wed	23.00	02.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23.00	05.00			
Fri	23.00	05.00	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) IF CHRISTMAS EVE OR NEW YEARS EVE FALLS ON A MON/TUES OR WEDS TO EXTEND OPENING TIMES TO 5AM.		
Sat	23.00	05.00			
Sun	23.00	02.00			
BH=	23.00	05.00			

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	<u>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</u> (please read guidance note 5) IF CHRISTMAS EVE OR NEW YEARS EVE FALLS ON A MON/TUES OR WEDS TO EXTEND OPENING HOURS TO 5AM.
Mon	17.00	02.00	
Tue	17.00	02.00	
Wed	17.00	02.00	
Thur	17.00	05.00	
Fri	17.00	05.00	
Sat	17.00	05.00	
Sun	17.00	02.00	
	17.00	05.00	

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

Please tick yes

- 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 failed to enclose the premises licence or relevant part of 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)

PLEASE SEE THE ATTACHED.

b) The prevention of crime and disorder

PLEASE SEE THE ATTACHED.

c) Public safety

PLEASE SEE THE ATTACHED.

d) The prevention of public nuisance

PLEASE SEE THE ATTACHED.

e) The protection of children from harm

PLEASE SEE THE ATTACHED.


Please tick yes

- 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 (please read guidance note 11). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	24-09-2012-
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)

REF: RXP/KAN10
HERINGTONS
LACUNA PLACE

Post town	HASTINGS, EAST SUSSEX	Post code	TN34 1BG
Telephone number (if any)	01424 434192		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

We hope that this application will be based on its individual merits and fully understand the potential concerns of this Kebab shop being based in a “saturation zone”. We are sure that the Authority are keen to encourage small businesses in Hastings and we wish to point out that restaurants often do not cause the problems that other drinking establishments do. The advantage of people leaving drinking establishments late at night and attending Kebab shops for food and non alcoholic beverages are often too busy eating to be of nuisance.

From our point of view extending the opening hours by just one hour will reduce the surge of customers who gather just before closing time. This minor extension would stagger customers avoiding group gatherings and preventing the trouble that is often associated with these groups. Therefore the amenity quiet or good order of the locality in which the premises are situated would be upheld and could prove to have a positive impact in preventing crime and disorder and public nuisance. The staggering effect we hope to achieve will increase public safety with less people being in the vicinity at any one time. We therefore feel that this extension coincides with the Act's objectives of prevention of crime and disorder and increasing public safety.

This proposed variation of the Licence would be unlikely to result in undue offence, annoyance, disturbance or inconvenience to people who reside or work in the vicinity of the premises, and it would not cause disorderly conduct in the premises or in the neighbourhood.

The proposed extension will not prejudice the safety or welfare of any children as there is no school in the vicinity of the premises.

To further comply with the statutory objectives of the Licensing Act 2003 we propose to:

1. Employ security personnel to be at the premises for the extended one hour to ensure that no disorderly behaviour takes place on or around the premises and to move customers on once they have made their purchases;
2. Put up signs near the exits reminding customers that although not densely populated with residential premises we ask that noise be kept to a minimum;
3. Leave doors shut where possible, so that sound is controlled;
4. Ask taxi drivers to turn off their engines while they wait and to refrain from sounding their horns on arrival.

We ask that the Authority has regard to the above proposals and consider that we will be fully prepared to control the noise and behaviour of the number of persons that could be expected to be on and in the vicinity of our premises.

We feel that the varying of our licensing conditions does not undermine the licensing objectives and we do not see any likely health or social impact that granting the application would have on the population of the locality.