



LICENSING SUB-COMMITTEE MOON & STARS (GAMBLING ACT)

AGENDA

10.30 am	Monday 16 December 2013	Council Chamber - Town Hall
-----------------	------------------------------------	--

Members 3: Quorum 2

COUNCILLORS:

Peter Gardner (Chairman)
Linda Trew
Pam Light

**For information about the meeting please contact:
Grant Soderberg – 017083091
grant.soderberg@havering.gov.uk**

AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DISCLOSURE OF PECUNIARY INTERESTS

Members are invited to disclose any pecuniary interest in any of the items on the agenda at this point of the meeting.

Members may still disclose any pecuniary interest in an item at any time prior to the consideration of the matter.

3 CHAIRMAN'S ANNOUNCEMENT

The Chairman will announce details of the arrangements in case of fire or other events that might require the meeting room or building's evacuation.

4 REPORT OF THE CLERK (Pages 1 - 8)

5 REPORT OF THE LICENSING OFFICER (Pages 9 - 26)

Application to vary a Gaming Machine Permit at the Moon & Stars, 99 – 103 South Street, Romford RM1 1NX

Andrew Beesley
Committee Administration Manager

**LICENSING
SUB-COMMITTEE**

REPORT

16 DECEMBER 2013

Subject Heading:	Procedure for the Hearing: Gambling Act 2003
Report Author and contact details:	Grant Soderberg (01708) 433091 e-mail: grant.soderberg@havering.gov.uk

Members are advised that, when considering application for a premises licence, the following options are available to them by virtue of the Licensing Act 2003, Part 3, section 35, paragraphs 3 and 4:

"Where relevant representations are made, the authority must

- (a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and
- (b) having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives.

The steps are:

- a) modify the conditions of the licence
- b) reject the whole or part of the application

and for this purpose, the conditions of the licence are modified if any of them is altered or omitted or any new condition is added."

The Sub-Committee will also wish to note that, if none of these steps is required, the application must be granted.

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Premises licences and club premises certificates, Regulations 2005 will govern the arrangements for the hearing of the application now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

1. Membership of the Sub-Committee:

- 1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**
- 1.2 A members of the Licensing Committee will be excluded from hearing an application where he or she:
 - 1.2.1 has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or
 - 1.2.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or
 - 1.2.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;
 - 1.2.4 has a personal interest in the application.

2. Roles of other participants:

- 2.1 The Legal Advisor is not a party to the hearing. The role of the Legal Advisor is to provide legal advice relating to the application and submissions.
- 2.2 The Clerk is not a party to the hearing. The role of the Clerk is to record the hearing and the decisions of the Sub-Committee, and ensure efficient administration

3. Representation validation meeting:

- 3.1 Prior to this hearing, the Sub-Committee Chairman will have met the Legal Advisor and/or Clerk to determine whether further clarification is required of any issues contained in the application or any representation.
- 3.2 During this preliminary meeting no decision will have been made or discussion held regarding the substantive merits of the application or representations.

4. Location and facilities:

- 4.1 All hearings will be heard at the Havering Town Hall unless otherwise directed.
- 4.2 Interpreters will be provided by the Council on request, provided notice is given at least five working days before the hearing.

5. Notification of attendance:

- 5.1 The Chairman will enquire of the parties who is in attendance and the parties will indicate their names (and, where relevant, whom they represent). A register will be circulated before the commencement of the hearing on which the applicant, his/her advisers and companions and all interested parties (and/or their representatives) will be asked to record their attendance.

6. Procedural matters:

- 6.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.
- 6.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

Introduction of the application:

The Licensing officer will outline:

- details of the application and relevant representations received from the parties;
- relevant legislation ;
- relevant Licensing Policy; and
- the time limit in which the Council must reach a determination.

Documentary evidence:

- Documentary or other information in support of applications, representations or notices should be provided to the Clerk of the Sub-Committee at least 7 clear working days before the hearing. If this information is produced at the hearing it will only be taken into account by the Sub-Committee if the Sub-Committee and all the parties consent to its submission. Permission to have this information included in the hearing should be requested at the beginning of the hearing before any oral submissions have been made.
- Statements made by people in support of a party's representation who are not present at the hearing, must be signed by the maker, dated and witnessed by another person. The statement must also contain the witness's full name and occupation.

Representations:

- The chairman will invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person/s to whom permission has been granted to appear. Each party will be allowed a maximum period of 10 minutes in which to address the Sub-Committee and call persons on his/her behalf.
- This 10 minute period is where each party has the opportunity to orally address the Sub-Committee and clarify any points in which the Sub-Committee has sought clarification prior to the hearing. This 10 minute period should be uninterrupted unless a member of the Sub-Committee or Legal Advisor considers that the speaker is making submissions that are irrelevant, frivolous or vexatious.
- Members of the Sub-Committee may ask questions of any party, at any time during the proceedings. Time taken in dealing with a Member's question will not be taken into account in determining the length of time available to the party in question to make their representation.

The sequence in which each of the parties will be invited to address the Sub-Committee will normally be in the order of:

- the Gambling Commission
- the Police
- the Fire Service
- the Local Planning Authority
- Environmental Health
- HM Revenue and Customs
- Childrens Social Services
- A licensing authority in whose area the premises is situated (that is, the Council itself and also any adjoining Council where premises straddle the boundaries between the two).

At the discretion of the Sub-Committee the above order may be varied.

Cross-Examination:

Where witnesses have been permitted by the Sub-Committee to speak at the hearing on behalf of a party, permission must be sought from the Sub-Committee before another party can ask the witness questions. This process of questioning is normally referred to as cross-examination. The Sub-Committee will allow cross-examination only where it is necessary to assist it in considering the representations or application.

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

- **Preventing gambling from being a source of crime or disorder, being associated with crime or disorder or being used to support crime**
- **Ensuring that gambling is conducted in a fair and open way**
- **Protecting children and other vulnerable persons from being harmed or exploited by gambling**

7. Failure of parties to attend the hearing:

- 7.1 If a party, who has not given prior notice of his/her intention not to attend the hearing, is absent from the hearing the Sub-Committee may either adjourn the hearing or hold the hearing in the party's absence. Where the hearing is held in the absence of a party, the Sub-Committee will still consider the application, representation or notice submitted by that party.

8. Adjournments and extension of time:

- 8.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:
- Applications for conversion of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being granted;

- Applications for variation of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being rejected;
- Applications for conversion of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being granted;
- Applications for variation of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being rejected;
- Applications made by holders of justices' licences for personal licences must be determined within 3 months of the application first being received. In default of a decision not being made within this period the application will be treated as being granted;
- Review of premises licences following closure orders where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

9. Sub-Committee's determination of the hearing:

- 9.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.
- 9.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.
- 9.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

10. Power to exclude people from hearing:

- 10.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:
- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or

- that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any information which they would have been entitled to give orally had they not been required to leave the hearing.

11. Recording of proceedings:

- 11.1 A written record of the hearing will be produced and kept for 6 years from the date of the determination of the hearing.

12. Power to vary procedure:

- 12.1 The Sub-committee may depart from following any of the procedures set out in this document if it considers the departure to be necessary in order to consider an application, notice or representation.

This page is intentionally left blank

LICENSING SUB-COMMITTEE

REPORT

16 DECEMBER 2013

Subject Heading:

Application to vary a Gaming Machine Permit at the Moon & Stars, 99-103 South Street

Report Author and contact details:

Paul Campbell – Licensing Specialist
01708 432777

licensing@havering.gov.uk

This application for a variation to a Gaming Machine Permit is made by JD Wetherspoon PLC under section 15 of Schedule 13 of The Gambling Act 2005. The application was received by Havering's Licensing Authority on 25th November 2013.

Geographical description of the area and description of the building

The premise is located in of South Street, Romford approximately 75 metres from the junction with Eastern Road.

It holds a premises licence under the Licensing Act 2003 with the current opening hours of Monday to Sunday 07:00 to 02:30.

Details of the application

The premise currently holds a permit under section 283 of the Gambling Act 2005 authorising them to make 6 Category C machines available for use.

Variation applied for:

The licence holder seeks to increase the number of machines available to 7

Comments and observations on the application

Category C AWP machines permit a maximum stake of £1 and a maximum prize of £70.

Although no representations have been sought from the other Responsible Authorities under the Licensing Act, having consulted the Police, they have no objections to this variation.

The Statement of Licencing Policy, Part C, section 2 deals with Gaming Machine Permits.

Permit: 3 or more machines

If a premises wishes to have more than 2 machines, then it needs to apply for a permit and the licensing authority must consider that application based upon the licensing objectives, any guidance issued by the Gambling Commission issued under Section 25 of the Gambling Act 2005, and “*such matters as they think relevant.*”

This licensing authority considers that “such matters” will be decided on a case by case basis but generally there will be regard to the need to protect children and vulnerable persons from harm or being exploited by gambling and will expect the applicant to satisfy the authority that there will be sufficient measures to ensure that under 18 year olds do not have access to the adult only gaming machines. Measures which will satisfy the authority that there will be no access may include the adult machines being in sight of the bar, or in the sight of staff who will monitor that the machines are not being used by those under 18. Notices and signage may also be help. As regards the protection of vulnerable persons, applicants may wish to consider the provision of information leaflets / helpline numbers for organisations such as GamCare.

Administrative matters

Applications for five or more machines will be referred to a Licensing sub-Committee.

A plan of the premises showing the proposed location of all machines has been requested from the applicant on 26th November 2013 but has not been received at the time of writing this report.



Havering
LONDON BOROUGH

Premises licence number

001484

Part 1 - Premises details

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

**Moon & Stars
99-103 South Street, Romford RM1 1NX**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

**Supply of Alcohol, Films, Live Music, Recorded Music, Performances of
Dance, Activity like music/dance, Facility of making music, Facilities for
dancing,
Facilities like music/dance, Late Night Refreshment,**

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

Monday to Sunday – 09.00 to 02.00

New Year's Eve Deregulated hours

also, 03.00 finish time on the following days

**Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,
23rd April, 30th November, Thursday immediately preceding Good Friday,
Sunday immediately preceding a Bank Holiday Monday.**

**Supply of Alcohol, Films, Live Music, Recorded Music, Performances of
Dance, Activity like music/dance, Facility of making music, Facilities for
dancing,**

Facilities like music/dance, Late Night Refreshment,

Monday to Sunday – 07.00 to 02.30

New Year's Eve Deregulated hours

also, 03.30 finish time on the following days

**Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,
23rd April, 30th November, Thursday immediately preceding Good Friday,
Sunday immediately preceding a Bank Holiday Monday.**

Late Night Refreshment

Monday to Sunday – 23.00 to 02.00

New Year's Eve 23.00 to 05.00 and

23.00 to end of deregulated hours 1st January

also, 03.00 finish time on the following days

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,

23rd April, 30th November, Thursday immediately preceding Good Friday,

Sunday immediately preceding a Bank Holiday Monday

The opening hours of the premises

Monday to Sunday – 07.00 to 02.30

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

On and Off Supplies

Part 2

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

**JD Wetherspoon Plc
Wetherspoon House, Reeds Crescent, Watford WD24 4QL
01923 477777**

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

01709784

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

**Mr Steven Clayton
Janton House, Clifton Road, Bowers Gifford, Basildon, SS13 2LF**

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

Basildon District Council – BAS/PM 3073

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.
2. Every supply of alcohol under the Premises Licence must be made or

authorised by a person who holds a Personal Licence.

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. 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

Licensing Sub Committee, 16 December 2013

- (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.
7. (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.
8. Where a programme includes a film in the 12A, 15 or 18 category no person appearing to be under the age of 12 (and unaccompanied in that case), 15 or 18 as appropriate shall be admitted to any part of the programme; and the licence holder shall display in a conspicuous position a notice in the following terms –
- PERSONS UNDER THE AGE OF [INSERT APPROPRIATE AGE] CANNOT BE ADMITTED TO ANY PART OF THE PROGRAMME.**
- Where films of different categories form part of the same programme, the notice shall refer to the oldest age restriction.
- This condition does not apply to members of staff under the relevant age while on duty provided that the prior written consent of the person's parents or legal guardian has first been obtained.
9. If at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the operating schedule

The prevention of crime and disorder

- (1) The management shall liaise with police and other relevant authorities as to the need for door supervisors in addition to management levels and use of door supervisors if appropriate.
- (2) CCTV shall continue to be used as a deterrent to anti social behaviour and the tapes retained for at least 30 days.
- (3) Regular contact with the police and statutory authorities with regard to operational procedures and to continue to work in partnership with “relevant authorities” and to comply with reasonable recommendations and requirements where they are identified.
- (4) To continue management presence front of house at all times and adoption of JDW Responsible Drinks Retailing Policy to minimise the risk of anti social behaviour away from the premises.

Public safety

- (5) The management shall undertake ongoing risk assessments in order to comply with Health and Safety legislation.
- (6) The maximum permitted occupancy including staff shall be 550 persons.

The prevention of public nuisance

- (7) To operate a good neighbour principle with emphasis on building and maintaining a close relationship with local residents.
- (8) Managers shall deal with complaints from local residents quickly and effectively.

The protection of children from harm

- (9) Children shall vacate the bar by 21.00 hours unless they are eating in which case they shall be required to vacate the bar by 21.30 hours.
- (10) Children shall always be accompanied by an adult who will be required to maintain constant supervision of them.

Private Entertainment

- (11) Private entertainment for gain may be provided throughout the premises without limitation

Non-standard timings

In addition to the use of Temporary Event Notices allowed under the Licensing Act 2003, the premises may open on 12 non-standard occasions, in line with the Association of Chief Police Officers guidelines; subject to a minimum of 10 working days notice being given to the Licensing Authority and the police for each occasion. The prior written consent of the Police shall be obtained and the police shall have absolute right to refuse any occasion. A register shall be kept at the premises in the manner required by the Police and Licensing Authority and available for inspection by the police or an Authorised Officer of the Licensing Authority and details of each occasion shall be recorded in it and including the written consent of the police.

Conditions agreed with the police to be attached to the premises licence.

- 1. The CCTV system at the premises will be upgraded to comply with the reasonable requirements of the current and relevant Havering Police Guidelines as standard minimum closed circuit television. The premises will not trade the variation until the CCTV system is upgraded.
- 2. The system shall be maintained in working order and be operated throughout the hours that the premises are open for licensable activities. It shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is an identification standard and shall be capable of obtaining a clear head and shoulders image of persons entering the premises.
- 3. The CCTV system shall incorporate a recording facility and any recording shall be retained and stored in a suitable and secure manner for a minimum of one calendar month.
- 4. All supervisors working outside the premises shall wear high visibility clothing. Door supervisors working inside the premises will wear a form of clothing

Licensing Sub Committee, 16 December 2013

agreed in consultation with the Police which renders them easily identifiable on the CCTV in the premises.

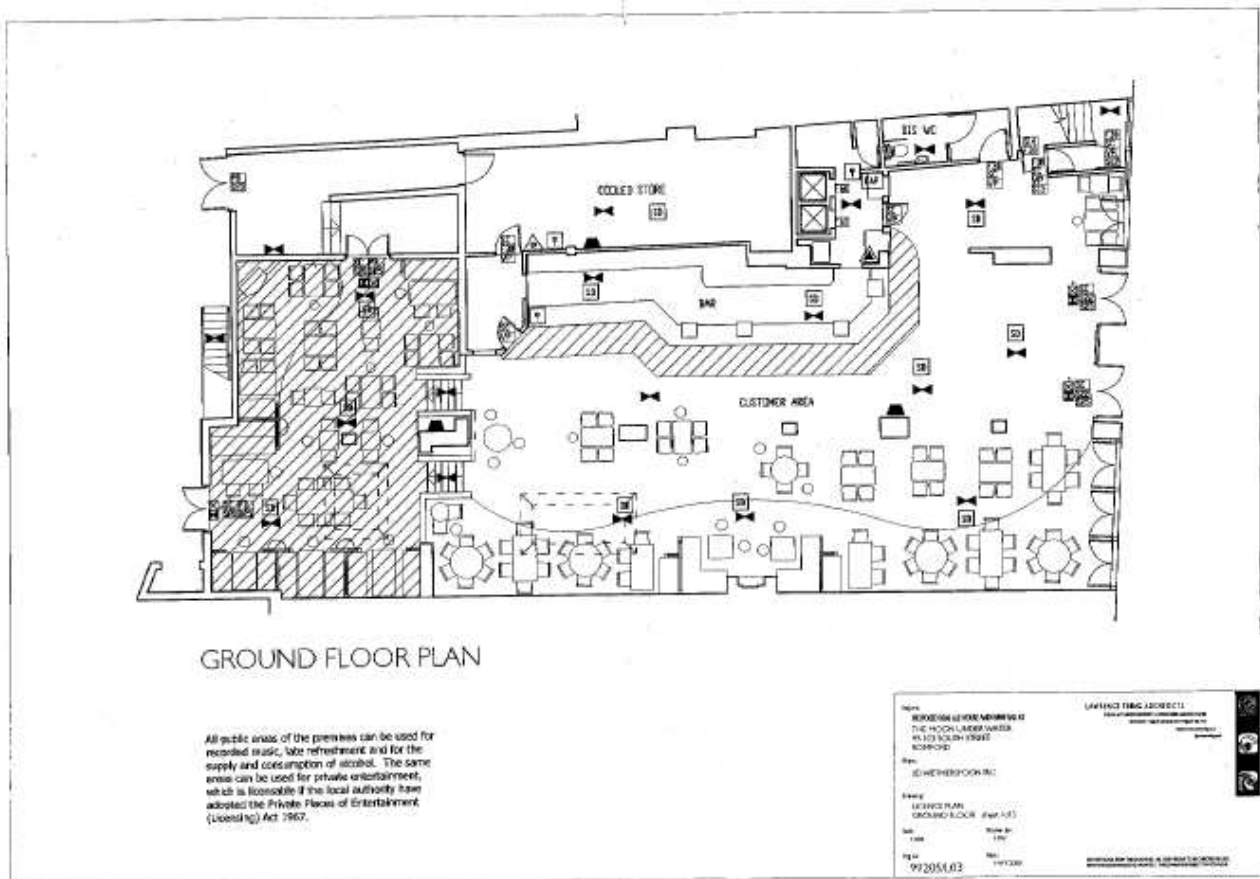
- 5 Prominent and clear notices shall be displayed at all exit points to advise customers that the premises fall within an alcohol free zone.
- 6 A written search policy shall be in place at the premises and the requirement for searching will be risk assessed by the DPS. Where the risk assessment results in the requirement for searching it will be done in accordance with the written search policy and the DPS will use his or her reasonable endeavours to ensure door supervisors of both sexes are on duty when such a policy is in force.

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

No hearing

Annex 4 – Plans

**Full plans held by the London Borough of Havering licensing section
Plans shown not to scale**





Havering

LONDON BOROUGH

Part B

Premises licence summary

Premises licence number

001484

Premises details

Postal address of premises, if any, or if none, Ordnance Survey map reference or description

Moon & Stars
99-103 South Street, Romford RM1 1NX

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Supply of Alcohol, Films, Live Music, Recorded Music, Performances of Dance, Activity like music/dance, Facility of making music, Facilities for dancing, Facilities like music/dance, Late Night Refreshment,

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

Monday to Sunday – 09.00 to 02.00

New Year's Eve Deregulated hours

also, 03.00 finish time on the following days

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday.

Supply of Alcohol, Films, Live Music, Recorded Music, Performances of Dance, Activity like music/dance, Facility of making music, Facilities for dancing,

Facilities like music/dance, Late Night Refreshment,

Monday to Sunday – 07.00 to 02.30

New Year's Eve Deregulated hours

also, 03.30 finish time on the following days

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March, 23rd April, 30th November, Thursday immediately preceding Good Friday, Sunday immediately preceding a Bank Holiday Monday.

Late Night Refreshment

Monday to Sunday – 23.00 to 02.00

New Year's Eve 23.00 to 05.00 and

23.00 to end of deregulated hours 1st January

also, 03.00 finish time on the following days

Christmas Eve, Boxing Day, 25th January, 26th January, 1st March, 17th March,

23rd April, 30th November, Thursday immediately preceding Good Friday,

Sunday immediately preceding a Bank Holiday Monday

The opening hours of the premises

Monday to Sunday – 07.00 to 02.30

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

On and Off Supplies

Name, (registered) address of holder of premises licence

JD Wetherspoon Plc

Wetherspoon House, Reeds Crescent, Watford WD24 4QL

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

01709784

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

Mr Steven Clayton

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

Restricted

**APPLICATION FOR THE NOTIFICATION / GRANT / VARIATION /
TRANSFER OF A LICENSED PREMISES GAMING MACHINE PERMIT
(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION
ON THE PREMISES)**

Please refer to guidance notes at the back of this form before completing

To:
Licensing Section
Housing & Public Protection
London Borough of Havering
Mercury House
Mercury Gardens
Romford RM1 3SL

Section A – Applicant Details

1. Name of Applicant

JD Wetherspoon Plc

2. Date of Birth or Company registration No. as applicable

1709784

3. Address / registered office of applicant

Wetherspoon House, Reeds Crescent, Watford, Hertfordshire WD24 4QL

4. Telephone number (daytime) of applicant

01923477902

5. E-mail address of applicant

jodell@jdwetherspoon.co.uk

6. Name, address, telephone and e-mail of agent (e.g. solicitor) if submitted on behalf of the applicant

SECTION B – Premises Details

1. Name of premises

Moon & Stars...

2. Address of premises

99-103 South Street, Romford, RM1 1NX

3. Telephone number of premises

4. E-mail address of premises (where available)?

5. Licensing Act 2003 Premises Licence Number

001484.....

SECTION C – What do you want to do?

Please indicate what you would like to do:

a) Notify licensing authority that you intend to provide up to a maximum total of 2 gaming machines of category C and / or D. *If you choose this option then please complete section F.*

b) Apply to the licensing authority for more than 2 gaming machines. *If you choose this option then please complete sections D and F.*

c) Apply to vary an existing permit. *If you choose this option then please complete sections D and F.*

d) Request that the licensing authority transfers an existing permit to yourself. *If you choose this option then please complete sections E and F.*

SECTION D – Grant and variation requests

1. How many gaming machines are you currently authorised to provide and how many do you wish to provide? Please complete the boxes in the table.

Category machine	Number currently authorised to provide	Number wish to provide
C	...6...	...7...
D
Total7...

2. If you are authorised to provide more than 2 machines, please provide your existing permit, or provide reasons stating why it cannot be provided.

Existing permit provided

Reasons why existing permit cannot be provided

.....

Section E – Transfer request

1. Name of person requesting the transfer

JD Wetherspoon plc

.....

2. Please confirm that an application to transfer the relevant Premises Licence under the Licensing Act 2003 has been:

Requested

Granted

3. Please provide your existing permit, or provide reasons stating why it cannot be provided.

Existing permit provided

Reasons why existing permit cannot be provided

.....
.....
.....

Section F – Fee and Signature(s)

1. I enclose

In all cases

- the relevant fee

2. I confirm that

- the premises where the machines are proposed to be located are licensed to supply alcohol for consumption on the premises and that there is a bar for serving alcohol to customers on the premises (without the requirement that alcohol is served only with food).

- I am aware of and will abide by the Gaming Machine Code of Practice for Alcohol Licensed Premise Permits and Permissions issued by the Gambling Commission.

- All staff will be trained as to the limits of any stakes and prizes and the requirements of the Act, Guidance and any appropriate codes of practice or conduct

Please note: It is an offence under section 342 of the Gambling Act 2005 if a person, without reasonable excuse, gives to a licensing authority for a purpose connected with that Act information which is false or misleading.

Dated 21/11/13

Signed by or on behalf of the applicant [Signature]

Name (please print) FOR AND ON BEHALF OF JP WETHERICKS POON PC

* If you wish to have a maximum of 2 gaming machines then the fee payable is £50. If you wish to have more than 2 gaming machines then the fee payable is £100 by an existing operator or £150 in all other cases.

To Vary the Permit £100
To Transfer the Permit £25

**GUIDANCE NOTES: APPLICATION FOR THE NOTIFICATION / GRANT / VARIATION /
TRANSFER OF A LICENSED PREMISES GAMING MACHINE PERMIT**
(FOR USE BY PREMISES LICENSED TO SUPPLY ALCOHOL FOR CONSUMPTION ON THE PREMISES)

1. This form is to be used for the NOTIFICATION of up to 2 gaming machines of categories C and / or D under Section 282 of the Gambling Act 2005, or the GRANT / VARIATION / TRANSFER of a gaming machine permit under Section 283 and Schedule 13 of the Gambling Act 2005.
2. All references to 'Premises Licence' refer to a Premises Licence under the Licensing Act 2003 authorising the sale of alcohol for consumption on the premises.
3. The premises must be licensed under the Licensing Act 2003 to sell alcohol for consumption on the premises.
4. A 'Premises Licence holder' is a person holding a Premises Licence under the Licensing Act 2003.
5. The gaming machines must be located on these licensed premises and there must be a bar for serving alcohol to customers on the premises, without the requirement that alcohol is served only with food.
6. The permit's duration is indefinite as it is linked to the Premises Licence. There is a first annual fee payable 30 days after the grant of the permit and an annual fee payable after that before each anniversary of the date of issue of the permit. Failure to pay the annual fee may result in the cancellation of the permit. The annual fee is £50.
7. Two types of gaming machines can be located in alcohol licensed premises. These are:
 - Category C: Maximum stake = 50p / Maximum prize = £25
 - Category D: Maximum stake = 10p or 30p non-monetary / Maximum prize = £5 cash or £8 non-monetary
8. The holder of a licensed premises gaming machine permit must comply with any relevant Code of Practice issued by the Gambling Commission under Section 24 of the Gambling Act 2005. The Gaming Machine Code of Practice for Alcohol licensed premises permits and permissions is available via the Gambling Commission's website at: <http://www.gamblingcommission.gov.uk/> Should you be unclear as to the provisions of such a code of practice please contact your local licensing officer at the council address provided.
9. This licensing authority must notify the applicant of its grant / refusal of the application for a permit as soon as is reasonable practicable after that decision to grant / refuse has been made.

Official Use Only

Date of receipt: 25/11/13.....

Signature and name of staff who received: P. Allen.....

Date of receipt of fee: 25/11/13.....


Signature and name of staff who received fee: P. Allen.....

Application accepted / ~~returned~~ (please delete as appropriate)

Date of premises licence (Licensing Act 2003) transfer (if applicable):



**Licensed Premises Gaming Machine
Permit granted under the
Gambling Act 2005**

No: 008059	
This notice confirms that: J D Wetherspoon	
Has given notification pursuant to Section 283 of the Gambling Act 2005 of their intention to make available: Number of Category C gaming machines authorised by this permit - 6 Number of Category D gaming machines authorised by this permit - 0 for use at the following premises: Moon & Stars 99-103 South Street, Romford, RM1 1NX	
Licensing Act 2003 Premises Licence number: 1484	
Date on which this notice takes effect: 22/08/2013 Licensing Sub Committee Hearing – Variation from 5-6	
This notice is issued by: Licensing Section Housing & Public Protection London Borough of Havering Mercury House, Mercury Gardens, Romford, RM1 3SL	
 Arthur Hunt Licensing Officer	Date: 29 August 2013
<i>All alcohol licensed premises which provide gaming machines for use on the premises must comply with any relevant Code of Practice issued by the Gambling Commission under Section 24 Gambling Act 2005. (available at http://www.gamblingcommission.gov.uk)</i>	
<i>This permit becomes invalid if the information ceases to be accurate.</i>	

From: Jason.J.Rose@met.pnn.police.uk
Sent: 26 November 2013 16:05
To: Paul Campbell
Subject: RE: Moon and Stars Romford

Dear Paul,

No objections to this application.

Jason.

PC Jason ROSE

Police Licensing Officer | Borough of Havering

Telephone 01708 432781 or 07825 735383

Email Jason.Rose@met.pnn.police.uk

+**Address** Romford Police Station, 19 Main Road, Romford, RM1 3BJ

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.

NOTICE - This email and any attachments may be confidential, subject to copyright and/or legal privilege and are intended solely for the use of the intended recipient. If you have received this email in error, please notify the sender and delete it from your system. To avoid incurring legal liabilities, you must not distribute or copy the information in this email without the permission of the sender. MPS communication systems are monitored to the extent permitted by law. Consequently, any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude any binding agreement on behalf of the MPS by email. The MPS accepts no responsibility for unauthorised agreements reached with other employees or agents. The security of this email and any attachments cannot be guaranteed. Email messages are routinely scanned but malicious software infection and corruption of content can still occur during transmission over the Internet. Any views or opinions expressed in this communication are solely those of the author and do not necessarily represent those of the Metropolitan Police Service (MPS).

From: Paul Campbell [mailto:Paul.Campbell@haverling.gov.uk]
Sent: 26 November 2013 14:05
To: Rose Jason J - STC
Subject: Moon and Stars Romford

Jason

The Moon and Stars South Street Romford have applied to vary their gamins machine permit from 6 to 7 machines if you have any objections to this please let me know as soon as possible

Thank you

Paul..

Paul Campbell | Licensing Officer
London Borough of Havering | Public Protection
Mercury House, Mercury Gardens, Romford, RM1 3SL
t: 01708 432766

This document is strictly confidential and is intended only for use by the addressee. If you are not the intended recipient, any disclosure, copying, distribution or other action taken in reliance of the information contained in this e-mail is strictly prohibited. Any views expressed by the sender of this message are not necessarily those of the London Borough of Havering. If you have received this transmission in error, please use the reply function to tell us and then permanently delete what you have received. This email was scanned for viruses by the London Borough of Havering anti-virus services and on leaving the Authority was found to be virus free. Please note: Incoming and outgoing e-mail messages are routinely monitored for compliance with our policy on the use of electronic communications.

Total Policing is the Met's commitment to be on the streets and in your communities to catch offenders, prevent crime and support victims. We are here for London, working with you to make our capital safer.

Consider our environment - please do not print this email unless absolutely necessary.

NOTICE - This email and any attachments may be confidential, subject to copyright and/or legal privilege and are intended solely for the use of the intended recipient. If you have received this email in error, please notify the sender and delete it from your system. To avoid incurring legal liabilities, you must not distribute or copy the information in this email without the permission of the sender. MPS communication systems are monitored to the extent permitted by law. Consequently, any email and/or attachments may be read by monitoring staff. Only specified personnel are authorised to conclude any binding agreement on behalf of the MPS by email. The MPS accepts no responsibility for unauthorised agreements reached with other employees or agents. The security of this email and any attachments cannot be guaranteed. Email messages are routinely scanned but malicious software infection and corruption of content can still occur during transmission over the Internet. Any views or opinions expressed in this communication are solely those of the author and do not necessarily represent those of the Metropolitan Police Service (MPS).

Find us at:

Facebook: [Facebook.com/metpoliceuk](https://www.facebook.com/metpoliceuk)

Twitter: [@metpoliceuk](https://twitter.com/metpoliceuk)