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**Core Services Directorate**

Legal Services

Service Director:

Garry Kirk

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Sarah Wardle  
Hartwood Estates Ltd  
Jaggers Lane  
Matlock  
Derbyshire  
DE4 5LH

My Ref: LICENSING/MAU 068586  
Your Ref:  
Date: 17 December 2021  
Enquiries to: Licensing Section  
Direct Dial: 01226 773555  
E-Mail: [licensing@barnsley.gov.uk](mailto:licensing@barnsley.gov.uk)

Dear Sir/Madam,

**Licensing Act 2003**

**Application to vary a Premises Licence and to specify an individual as DPS**

**Sugar Club, 7 Pitt Street, Barnsley, South Yorkshire, S70 1AL**

With regard to the above, I enclose the Premises Licence and Premises Licence Summary.

The premises licence became effective on 9 October 2012.

Under the provisions of the Licensing Act 2003 you may, in certain circumstances, have a right of appeal against some or all of the Licensing Authority's decisions made in respect to your application. Appeals should be made to the Magistrates' Court for the area in which the premises are situated, within twenty one days of receiving the premises licence.

If you need advice on the appeal procedure, you should contact the court, but please note court staff cannot give you legal advice. If you need legal advice, for example about the likely success of an appeal, you should contact a solicitor or a Citizens Advice Bureau immediately.

If you consider there is a mistake in the premises licence or the premises licence summary, the Licensing Authority will correct anything which it accepts as being a clerical mistake. If you believe there is such a clerical mistake, please contact us. This does not affect your right to appeal.

The premises licence will last indefinitely unless it is surrendered or revoked, but will lapse in the event of the death of the holder of the premises licence or upon the licence holder becoming mentally incapable or financially insolvent.

An annual fee is payable on the anniversary of the grant of the licence, unless the premises are a school or community building (e.g. village hall) and the licence is granted in respect of regulated entertainment only. We will send you a reminder for the payment of the annual fee and advise you of what sum is then payable. The fees are set by Government and may be subject to change.

Finally, there are specific provisions in section 57 of the Licensing Act 2003 concerning the requirements for keeping, displaying and producing the premises licence and premises licence summary whenever the premises are used for any licensable activity authorised by the licence. A brief summary of these requirements is set out below for your convenience:

### **Premises Licence**

The holder of the premises licence must ensure that the premises licence (or a certified copy of it) is kept at the premises and is either in the custody or control of the holder of the premises licence or some other specific person who works at the premises (e.g. manager).

### **Premises Licence Summary**

The holder of the premises licence must ensure that the premises licence summary (or a certified copy of it) is prominently displayed at the premises and, if the premises licence (or a certified copy of it) is in the custody of someone other than the holder of the premises licence, a notice must also be prominently displayed stating the position (e.g. manager) of that person.

### **Duty to Produce**

A police constable or an authorised officer (e.g. a Council licensing officer) may require such person who has custody of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) to produce the licence for examination.

### **Offences**

The holder of a premises licence commits an offence if they fail to comply with the above requirements relating to a premises licence and / or a premises licences summary. Anyone who has custody or control of the premises licence (i.e. the holder of the premises licence or such other nominated person, as referred to above) commits an offence if they fail, without reasonable excuse, to produce the licence in accordance with a requirement under the above duty to produce. A person guilty of an offence under section 57 is liable on summary conviction to a fine.

### **Surrender a Premises Licence**

If you no longer require this licence or if the business is no longer trading you must inform the Licensing Section immediately, completing a surrender of licence request form available online. The licence holder will be liable for premises licence fees indefinitely unless the licence is surrendered or transferred.

### **Gaming Machine Licences**

If applicable to this premises, please note that any gaming machine notifications in place at a premises lapse upon transfer and a new application must be made. Any gaming machine permits in place at a premises must be transferred separately and will also lapse on transfer.

If you have any queries on this matter please contact the Licensing Section via [licensing@barnsley.gov.uk](mailto:licensing@barnsley.gov.uk).

Yours faithfully,

Amanda Willetts  
Licensing Support Officer, Litigation and Licensing



## BARNSELY METROPOLITAN BOROUGH COUNCIL

### PREMISES LICENCE LICENSING ACT 2003

Schedule 12 Part A  
Regulation 33, 34

<b>Premises Licence Number</b>	068586
<b>Date of Grant</b>	9 October 2012
<b>Premises Address</b>	Sugar Club 7 Pitt Street Barnsley South Yorkshire
<b>Postcode</b>	S70 1AL
<b>Telephone Number</b>	01226 779114
<b>Activities authorised by this licence</b>	The sale by retail of alcohol The provision of regulated entertainment The provision of late night refreshment
<b>Times authorised to undertake licensable activities</b>	<b>Recorded Music</b> <b>Licensed for recorded music indoors (see times below):</b> Recorded music permitted: 7 days a week from 11:00 until 05:30 (the following morning) <b>Licensed for recorded music outdoors (see times below):</b> Recorded music permitted: Sunday to Thursday from 11:00 until 24:00 Recorded music permitted: Friday to Saturday from 11:00 until 01:30 (the following morning) <b>Live Music</b> <b>Licensed for live music indoors (see times below):</b> Live music permitted indoors: 7 days a week from 11:00 until 05:30 (the following morning) <b>Licensed for live music outdoors (see times below):</b> Live music permitted outdoors: Sunday to Thursday from 11:00 until 24:00 Live music permitted outdoors: Friday to Saturday from 11:00 until 01:30 (the following morning) <b>Supply of Alcohol</b> Supply of alcohol permitted: 7 days a week from 11:00 until 05:00 (the following morning) <b>Late night refreshment</b> Licensed for Late night refreshment indoors and outdoors (see times below) Late night refreshment permitted: 7 days a week from 11:00 until 05:30 (the following morning)
<b>Conditions consistent with a former Children's Certificate under Section 168A of the Licensing Act 1964</b>	Not applicable
<b>Embedded Restrictions</b>	Not applicable
<b>There shall be no adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises of an adult</b>	

**nature unless they are specified below:**  
None Specified

**Opening Hours of the Premises**  
Hours premises are open to the public: 7 days a week from 11:00 until 05:30 (the following morning)

**Whether the sale by retail of alcohol is for consumption on and/or off the premises**  
Alcohol-On The Premises  
Alcohol-Off The Premises

**Name, (registered) address, telephone number and email(where relevant) of premise licence holder**  
Hartwood Estates Ltd  
Jaggers Lane  
Matlock  
Derbyshire  
DE4 5LH

**Registered Number of Company if Applicable** 01291276

**Designated Premises Supervisor**  
*(This section will be blank if the licence does not authorise the sale of alcohol)*

**Name and Address of the designated premises supervisor**  
Ashley Stockton  
116 Rotherham Road  
Barnsley

**Post Code** S711UT

**Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor**  
093773  
Barnsley Metropolitan Borough Council

**LEGAL SERVICES TEL: 01226 773555**



## BARNSELY METROPOLITAN BOROUGH COUNCIL

### PREMISES LICENCE SUMMARY

<b>Premises Licence No.</b>	068586
<b>Premises Address:</b>	Sugar Club 7 Pitt Street Barnsley South Yorkshire
<b>Postal Code</b>	S70 1AL
<b>Telephone Number</b>	01226 779114
<b>Activities authorised by this licence</b>	The sale by retail of alcohol The provision of regulated entertainment The provision of late night refreshment
<b>Times authorised to undertake licensable activities</b>	<b>Recorded Music</b> <b>Licensed for recorded music indoors (see times below):</b> Recorded music permitted: 7 days a week from 11:00 until 05:30 (the following morning) <b>Licensed for recorded music outdoors (see times below):</b> Recorded music permitted: Sunday to Thursday from 11:00 until 24:00 Recorded music permitted: Friday to Saturday from 11:00 until 01:30 (the following morning) <b>Live Music</b> <b>Licensed for live music indoors (see times below):</b> Live music permitted indoors: 7 days a week from 11:00 until 05:30 (the following morning) <b>Licensed for live music outdoors (see times below):</b> Live music permitted outdoors: Sunday to Thursday from 11:00 until 24:00 Live music permitted outdoors: Friday to Saturday from 11:00 until 01:30 (the following morning) <b>Supply of Alcohol</b> Supply of alcohol permitted: 7 days a week from 11:00 until 05:00 (the following morning) <b>Late night refreshment</b> Licensed for Late night refreshment indoors and outdoors (see times below) Late night refreshment permitted: 7 days a week from 11:00 until 05:30 (the following morning)
<b>The opening hours of the premises</b>	Hours premises are open to the public: Seven days a week from 11:00 until 05:30 (the following morning)
<b>Where the licence authorises the sale by retail of alcohol whether this is for consumption on and/or off premises</b>	Alcohol - On The Premises Alcohol - Off The Premises
<b>Granted on:</b>	9 October 2012



# BARNSELY METROPOLITAN BOROUGH COUNCIL

## PREMISES LICENCE

### Part B

Premises Licence Number	068586
Name, (registered) address, telephone number and email(where relevant) of premise holder	Hartwood Estates Ltd Jaggers Lane Matlock Derbyshire DE4 5LH
Registered Number of Company if Applicable	01291276
Name and Address of the designated premises supervisor	Mr Ashley Stockton c/o Sugar Club 7 Pitt Street Barnsley South Yorkshire
Post Code	S70 1AL
Personal Licence Number and issuing authority of the personal licence held by the designated premises supervisor	093773 Barnsley Metropolitan Borough Council

**LEGAL SERVICES TEL: 01226 773555**

# ANNEX 1

## MANDATORY CONDITIONS

### LICENSING ACT 2003

Licence ref no.	068586
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#### **1. Supply of Alcohol**

Where this Licence authorises the supply of alcohol the following conditions will apply:

- a) No supply of alcohol may be made under the premises licence-
  - i) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

#### **2. Door Supervision (except theatres, cinemas, bingo halls & casinos)**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- i) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- ii) Be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
  - i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
  - ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

### **3. Exhibition of Films**

1. Where this licence authorises the exhibition of films, the licence includes a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where –

(a) The film classification body is not specified in the licence, or

(b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section “children” means any person aged under 18; and

“Film classification body” means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984 (c39) (authority to determine suitability of video works for classification).

### **4. Irresponsible Promotions (On Licenced Premises only)**

1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

1) 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.

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 in a manner which causes a significant risk of undermining a licensing objective.

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 in a manner which carries a significant risk of undermining a licensing objective.

d) 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 favorable manner.

### **5. Dispensing of Alcohol Directly into the Mouth (On Licenced Premises only)**

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).



## **6. Tap Water (On Licenced Premises only)**

The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

## **7. Age Verification Policy**

- 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 Designated Premises Supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
- 3) 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 either a holographic mark or an ultraviolet feature.

## **8. Measures (On Licensed Premises only)**

The responsible person shall ensure that–

- 1) 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) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (b) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

## **9. Alcohol Pricing and Duty**

A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

For the purposes of the condition set out in paragraph 1 -

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

Where -

- (i) P is the permitted price,
  - (i) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
- (i) the holder of the premises licence,
  - (i) the designated premises supervisor (if any) in respect of such a licence, or
  - (ii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
- (f) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (g) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## ANNEX 2

### Conditions consistent with the Operating Schedule

Licence ref no. 068586

- Outdoor music shall only be allowed to be played: Sunday – Thursday up to 24:00 and Friday – Saturday up to 01:30
- The premise shall adopt a last entry policy of 04:00hrs whenever the premise is open to the public.
- The sale of alcohol shall cease 05:00hrs allowing a drinking up period prior to the premise closing at 05:30hrs
- Risk assess the use of polycarbonate drinking vessels & the decanting of glass bottles into polycarbonate drinking vessels, a record of the risk assessment to be kept for 6months.
- It is considered that for the nature of the operation door supervisors will not be required however, the use of door supervisors will be risk assessed on an event-by-event basis and a written record of the risk assessment be kept at site for 6 months and made available to the Police or an Officer of the Licensing Authority upon request. Where engaged, door staff shall be licensed by the SIA.
- Staff will receive training on matters concerning underage sales, drugs policies, and operating procedures. Records of such training will be kept and made available for inspection of the authorities.
- There shall be a zero tolerance policy in relation to drugs at the premises and there shall be regular checks by management to prevent the use of drugs by patrons. Drugs seized shall be stored securely and handed to the Police.
- A colour CCTV system fitted, maintained and in use at all times whilst the premises are open. The CCTV images will be stored for 28 days and police and authorised officers of the council will be given access to images for purposes in connection with the prevention and detection of crime and disorder, in line with GDPR guidance. Members of the management team will be trained in the use of the system.
- Challenge 25 scheme must operate including a refusals log, signage and the maintenance of staff training records.
- Incident and refusal book maintained, such records to be retained for at least 12 months and available for inspection on request.
- Any drinks consumed outside to be in plastic drinking vessels

## ANNEX 3

### Conditions attached after a hearing by the Licensing Authority

Licence ref no. 068586

Not Applicable

## ANNEX 4

### Plan of the Premises to which this Licence relates:

Plan as per appendix 1  
(See attached)