



### WAVERLEY BOROUGH COUNCIL

Licensing Team, Chief Executive's Dept, Waverley Borough Council, The Burys, Godalming,  
Surrey GU7 1HR

#### Application to vary a premises licence under the Licensing Act 2003

#### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We PHILLIP C. MOGER..... (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

LN 100003700

#### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description  
OSCARS PIANO BAR, 180 HIGH ST,

Post town

CRANLEIGH

Post code

GU6 8RG

Telephone number at premises (if any)

01483 274889

Non domestic rateable value of premises

£

#### Part 2 – Applicant Details

Daytime contact telephone number

07973 165788

Email address (optional)

oscars piano bar@btinternet.com

Mr  Mrs  Miss  Ms  Other title (for example, Rev)   
Surname: **MOGER** First names: **PHILIP CHARLES**

Current postal address if different from premises address: **FLAT 3, STOCKLUND SQ, CRANLEIGH**  
Post Town: **CRANLEIGH** Postcode: **G6 8RJ**

**Part 3 - Variation**

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

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

Day	Month	Year

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

## Part 4 - Operating Schedule

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

### Provision of regulated entertainment tick ✓

Please

- 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) performance 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 entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

✓
✓
✓

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

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

✓
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In all cases complete boxes N, O and P

# E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12.00	00:00	Please give further details here (please read guidance note 3) <i>low volume acoustic / unplugged.</i>	Both	<input type="checkbox"/>
Tue	12.00	00:00			
Wed	12.00	00:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	12.00	00:00			
Fri	12.00	01:00	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 5) <i>REMOVE ALL NON-STANDARD TIMINGS =</i>		
Sat	12.00	01:00			
Sun	12.00	16.00			

# F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	00:00	Please give further details here (please read guidance note 3) <i>BACKGROUND MUSIC ONLY</i>	Both	<input type="checkbox"/>
Tue	12.00	00:00			
Wed	12:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	12.00	00:00			
Fri	12:00	01:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 5) <i>NO JUKEBOX NO KARAOKE INC VOCALISTS</i>		
Sat	12.00	01:00			
Sun	12:00	23:00			

# G

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

REMOVE

# H

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

REMOVE ALL NON-STANDARD TIMINGS

<b>Provision of facilities for making music</b> Standard day and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing <b>PIANO &amp; VOCALIST</b> <b>GUITAR &amp; VOCALIST</b>		
			Will the facilities for making music be 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)		
Mon	12:00	00:00			
Tue	12:00	00:00	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Wed	12:00	00:00			
Thur	12:00	00:00	Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri	12:00	01:00			
Sat	12:00	01:00	REMOVE NON-STANDARD TIMINGS		
Sun	12:00	23:00			

**J**

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

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## K

<b>Provision of facilities for entertainment of a similar description to that falling within (i) or (j)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing <b>SMALL DUO OR TRIO'S</b> <b>LOW VOLUME</b>		
			Will the entertainment facility be place indoors or outdoors or both - please tick (✓) (please read guidance note 2)		<input checked="" type="checkbox"/>
			Indoors		
			Outdoors		
			Both		
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	12:00	00:00			
Tue	12:00	00:00			
Wed	12:00	00:00	State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within (i) or (j) (please read guidance note 4)		
Thur	12:00	00:00			
Fri	12:00	01:00	Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within (i) or (j) at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Sat	12:00	01:00			
Sun	12:00	23:00	<b>REMOVE NON-STANDARD TIMINGS</b>		

## L

<b>Late night refreshment</b> 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)		<input checked="" type="checkbox"/>
			Indoors		
			Outdoors		
			Both		
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	23:00	00:00			
Tue	23:00	00:00	<b>THE SALE OF ALCOHOL WILL NOT BE REQUIRED DURING 30MIN 'WIND DOWN' PERIOD</b>		
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	00:00			
Fri	23:00	01:00	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)		
Sat	23:00	01:00			
Sun	23:00	23:30	<b>REMOVE NON-STANDARD TIMINGS</b>		

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### M

<b>Sale of alcohol</b> Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the sale of alcohol (please read guidance note 4)		
Mon	12:00	00:00			
Tue	12:00	00:00			
Wed	12:00	00:00			
Thur	12:00	00:00			
Fri	12:00	01:00			
Sat	12:00	01:00			
Sun	12:00	23:30			
			Non standard timings. Where you intend to use the premises for the sale of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5)		
			REMOVE ALL NON-STANDARD TIMINGS		

### N

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

NONE



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<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	12:00	00:30	
Tue	12:00	00:30	
Wed	12:00	00:30	
Thur	12:00	00:30	
Fri	12:00	01:30	
Sat	12:00	01:30	
Sun	12:00	00:00	
			Non standard timings. Where you intend to open the premises to be open to the public at different times from those listed in the column on the left, please list. (please read guidance note 5)

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

\* NON-STANDARD TIMINGS  
 \* MAXIMUM CAPACITY OF 130  
 \* ALCOHOL SHALL BE SOLD ONLY IN CONJUNCTION WITH A TABLE MEAL

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

P

Elements of operating schedule to address licensing objectives:

1. Remove all and replace with the following:

a) General

All the licensing objectives shall be considered by the licensee

Daily staff checklists will ensure all 4 licensing objectives are adhered to

b) The prevention of crime and disorder

A 30 minute 'wind down' period after the sale of alcohol ceases shall promote this objective as the last drink shall be consumed more slowly, with access to the rest rooms of the bar

New CCTV cameras (times 8) with infra red night vision to be installed. 31 days capture with storage on CD in the safe and will be available on demand by relevant authorities. The new system will be connected wirelessly to the internet and will be able to be viewed anywhere in the world using a PC, iPad or iPhone.

New security alarm and sensors are to be installed

c) Public Safety

Three exits (main door, Fire exit and Kitchen exit) will be clearly marked, kept unlocked and un-obstructed whilst the premises are occupied. Keys to locks and key operated bolts shall be kept in possession of a responsible person during the presence of the public.

Emergency lighting is installed and regularly checked

Completed and approved fire risk assessment prior to opening and at regular intervals as dictated by Fire authority

All new electrics with safety circuit breakers installed and certificated by approved installers

All new boilers, heating and gas appliances installed and certificated by approved by 'gas safe' installers

d) Prevention of public nuisance

Most live music will be of the acoustic/ unplugged style. The volume levels will be such that customers can hear themselves in conversation whilst in the bar.

There will be no disco type events with disco type dancing.

There will be no Karaoke

The majority of 'live' music will be by a) piano, b) piano trio, c) Acoustic guitar, d) small guitar trio, e) piano and vocal, f) guitar and vocal

It is very unlikely that the neighbours will be disturbed by any music or entertainment from the bar.

In addition, all windows are sealed units with the windows in the music area being double glazed sealed units.

No new customers shall be admitted after 23.00 on any day,

Notices shall be displayed at the entrances and within the bar advising customers not to disturb local residents, the wording of these notices agreed with Environmental Health Officers

All external doors and windows shall be kept closed when any musical entertainment is taking place.

e) The protection of children from harm

Oscars Piano bar will operate a 21 age limit during licensed hours.

Children may be permitted with adults during the hours of 9am – 12 midday

There is no identifiable risk to children

The restrictions set out in the licensing act 2003 shall apply

e) The protection of children from harm

SEE NOW OPERATING SCHEDULE

Please tick ✓

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

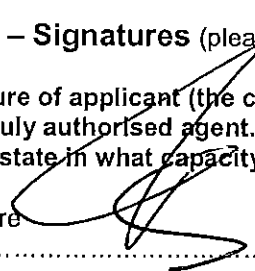
✓
✓
✓
✓
✓

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

**Part 5 – Signatures** (please read guidance note 10)

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

Signature



Date

28<sup>th</sup> FEBRUARY 2012

Capacity

OWNER/DIRECTOR

Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> 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

**Kate Halsall**

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**From:** Phillip Moger <oscarspianobar@btinternet.com>  
**Sent:** 01 March 2012 13:57  
**To:** Licensing Policy  
**Subject:** Oscars Piano Variation request

Ref : LN/000003700

With reference to the application to vary the licence for Oscars Piano Bar & Lounge please accept this email as clarification to remove the items as follows:

- \* Remove embedded restrictions for Friday and Saturday except good friday
- \* Remove the Public entertainment embedded restrictions
- \* Remove the 'Conditions attached after hearing by the licensing authority at Annexe 3

and replace with items in box P which are in accordance with steps to promote the 4 licensing objectives

Yours sincerely

Phil Moger - Director

**Kate Halsall**

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**From:** Phillip Moger <oscarspiano@btinternet.com>  
**Sent:** 21 March 2012 09:47  
**To:** Kate Halsall  
**Cc:** HathawayPete 10378  
**Subject:** Oscars Piano Bar  
**Attachments:** license amendment.docx

Hi Kate,

Following negotiations with Mr Pete Hathaway I would like to amend my application to vary the premises licence for Oscars Piano Bar, 180 High Street, Cranleigh to include the detail in the attachment, 'Licence Amendment'

Kind regards

Phil Moger

cc Pete Hathaway

1. The licence holder shall maintain a comprehensive digital colour CCTV system at the premises that ensures all public areas of the licensed premises are monitored, including all public entry and exit points and which enables frontal identification of every person entering in any light condition. All cameras shall continually record whilst the premises are open to the public and video recordings shall be available for a minimum of 28 days with time and date stamping. Recordings shall be made available to an authorised officer or police officer together with facilities for viewing. There will be a capability to download to CD/DVD

The recording system will be locked in a secure cupboard together with the mains supply.

2. Staff shall be trained in the law relating to the sale/supply of alcohol and written records will be kept for inspection. This will include the law relating to both the sale and the consumption of alcohol to persons under 18 and the refusal of sale of alcohol to persons who are drunk. There will be an ongoing training regime with refresher/reinforcement training at intervals of no more than six months.
3. The premises will operate a Challenge 21 policy and will only accept passport, photo driving licence or ID cards bearing the PASS hologram as forms of identification.
4. There shall be no consumption of drinks outside the premises
5. No glasses or bottles will be allowed to be taken outside
6. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Borough Council or the Police, which will record the following:
  - a. All crimes reported to the venue
  - b. All ejections of patrons
  - c. Any complaints received
  - d. Any incidents of disorder
  - e. Seizures of drugs or offensive weapons
  - f. Any faults in the CCTV system
  - g. Any refusal of the sale of alcohol
  - h. Any visit by a relevant authority or emergency service

7. All external doors and windows will be kept closed when any musical entertainment is taking place, except for access to and egress from the premises.
  
8. Notices will be displayed asking customers to leave the premises quietly





Licensing Act 2003  
Premises Licence - Detail

<b>Oscar's Piano Bar</b> 180 High Street Cranleigh Surrey GU6 8RG	<b>Licence number:</b> LN/000003700		
	<b>Valid from:</b> 1st March 2012		
	<b>Valid until:</b>		
	<b>Telephone:</b> 01483 274889		
<b>Licensable Activities Authorised by the Licence and times these activities may be carried on</b>			
<b>Activity (and area if applicable)</b>	<b>Description</b>	<b>Time From:</b>	<b>Time To:</b>
<b>Provision of regulated entertainment:-</b>  <b>Live Music, Recorded Music, Performance of dance, Regulated - anything similar, Making music, Facilities for dancing and Facilities - anything similar</b>	<b>Monday - Thursday Friday and Saturday</b>	<b>12:00 12:00</b>	<b>00:00 01:00</b>
<b>Provision of Late Night Refreshment</b>	<b>Monday - Thursday Friday and Saturday Sunday</b>	<b>23:00 23:00 23:00</b>	<b>00:00 01:00 23:30</b>
<b>Sale by Retail of Alcohol</b>	<b>Monday - Thursday Friday and Saturday Sunday</b>	<b>12:00 12:00 12:00</b>	<b>00:00 01:00 23:30</b>
<b>Non-standard Timings:</b>	<u>Live music</u> Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00. <u>Alcohol</u> Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00. <u>December only</u> Mondays to Thursdays 12:00-01:00.		

The opening hours of the premises:

Opening hours as for the sale of alcohol, closing 30 minutes after the sale of alcohol ceases

Where the licence authorises supplies of alcohol, whether this alcohol is to be consumed on and/ or off the premises:

On the premises

Name & (registered) address of holder of premises licence:

Oscar's Piano Bar Ltd  
 Oscar's Piano Bar  
 180 High Street  
 Cranleigh  
 Surrey  
 GU6 8RG

Registered number of holder, for example company number, charity number (where applicable): 7790560

Name of designated premises supervisor where the premises licence authorises the supply of alcohol: Mr Phillip Charles Moger

Whether access to the premises by children is restricted or prohibited: No restrictions

## Annexe 1 – Mandatory Conditions

### Alcohol

No supply of alcohol may be made under the premises licence:

- At a time when there is no designated premises supervisor in respect of the premises licence.
- 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.

- (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.
2. 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).

3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
4. (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.
5. 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.

## **Annexe 2 – Conditions consistent with the operating schedule**

<b>Live Music</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

### Further Detail

Live entertainment with mixed bands.

### Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
 Every Monday, Tuesday, Wednesday and Thursday in the month of December only 20:00-01:00.

Location of activity : Indoors

<b>Recorded Music</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

### Further Detail

Recorded music, including juke box and karaoke, including audience participation.

### Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 12:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Performance of dance</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

### Further Detail

Dancing to discotheque music at volumes set so as to cause no nuisance to neighbouring properties.

### Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 12:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Regulated - anything similar</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

### Further Detail

Comedy acts and various cabaret entertainment using voice amplification.

### Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Making music</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

Further Detail

Area with microphone and amplifiers.

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Facilities for dancing</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

Further Detail

N/A

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Facilities - anything similar</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	-

Further Detail

Microphone and amplifiers, dance floor in restaurant.  
Discotheque, live music and cabaret with dancing and audience participation.

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Location of activity : Indoors

<b>Late Night Refreshment</b>	<b>Monday</b>	23:00 hours to 00:00 hours
	<b>Tuesday</b>	23:00 hours to 00:00 hours
	<b>Wednesday</b>	23:00 hours to 00:00 hours
	<b>Thursday</b>	23:00 hours to 00:00 hours
	<b>Friday</b>	23:00 hours to 01:00 hours
	<b>Saturday</b>	23:00 hours to 01:00 hours
	<b>Sunday</b>	23:00 hours to 23:30 hours

Further Detail

Light meals served in restaurant or light refreshment from bar.  
The sale of alcohol will not be required during "wind down" (30 minutes) period.

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 23:00-02:30.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 23:00-01:30.

Location of activity : Indoors

<b>Alcohol Sale</b>	<b>Monday</b>	12:00 hours to 00:00 hours
	<b>Tuesday</b>	12:00 hours to 00:00 hours
	<b>Wednesday</b>	12:00 hours to 00:00 hours
	<b>Thursday</b>	12:00 hours to 00:00 hours
	<b>Friday</b>	12:00 hours to 01:00 hours
	<b>Saturday</b>	12:00 hours to 01:00 hours
	<b>Sunday</b>	12:00 hours to 23:30 hours

Further Detail

N/A

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 20:00-02:00.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:00.

Sale of alcohol to be for consumption : On the premises

Designated Premises Supervisor

**Name:** Mr Phillip Charles Moger

**Address:** Flat 3  
Stocklund Square Maisonettes  
160 High Street  
Cranleigh  
Surrey  
GU6 8RJ

**Personal Licence Number (If known):** LN/000004134

**Issuing Licence authority (If known):** Waverley Borough Council

**Expiry date:** 20/02/2022

<b>Opening Hours</b>	<b>Monday</b>	12:00 hours to 00:30 hours
	<b>Tuesday</b>	12:00 hours to 00:30 hours
	<b>Wednesday</b>	12:00 hours to 00:30 hours
	<b>Thursday</b>	12:00 hours to 00:30 hours
	<b>Friday</b>	12:00 hours to 01:30 hours
	<b>Saturday</b>	12:00 hours to 01:30 hours
	<b>Sunday</b>	12:00 hours to 00:00 hours

Further Detail

N/A

Non-Standard Timing

Christmas Eve, New Year's Eve and Chinese New Year's Eve 12:00-02:30.  
Every Monday, Tuesday, Wednesday and Thursday in the month of December only 12:00-01:30.

**ELEMENTS OF OPERATING SCHEDULE TO ADDRESS LICENSING OBJECTIVES:**

**a) General - all four licensing objectives (b,c,d,e)**

All the licensing objectives shall be considered by the licensee.

**b) The prevention of crime and disorder**

A 30 minute "wind down" period after the sale of alcohol ceases shall promote this objective as the last served drink shall be consumed more slowly, with access to the rest rooms of the restaurant. Alcohol shall only be sold to persons taking a table meal. There shall be a CCTV digital system in place with hard drive disc burner.

**c) Public Safety**

There shall be no overcrowding (maximum capacity 130). The fire escapes from the main dance floor main entrance and also the staircase through the kitchen facility shall be maintained and shall not be obstructed in any way.

**d) The prevention of public nuisance**

A further glass pane shall be fitted to all double glazed windows to the dance area to prevent public nuisance.

**e) The protection of children from harm**

No unusual risk of harm to children have been identified. The restrictions set out in the Licensing Act 2003 shall apply.

**Embedded Restrictions - Fridays and Saturdays (except Good Friday)**

Alcohol shall not be sold or supplied except during permitted hours

1) The permitted hours shall commence on Fridays and Saturdays at 10:00 and on Christmas Day at noon.

(NB: For New Year's Eve, permitted hours commence at 1000 unless New Year's Eve falls on a Sunday when they shall commence at noon).

2) Subject to the following paragraphs, the permitted hours on Fridays and Saturdays shall extend until 01:00 the following morning, except that -

a) the permitted hours shall end at midnight on any day on which music and dancing is not provided after midnight; and

b) on any day that music and dancing end between midnight and 01:00 in the morning, the permitted hours shall end when the music and dancing end;

3) In relation to the morning on which summer time begins, paragraph 2) of this condition shall have effect with the substitution of references to 02:00 in the morning for references to 01:00 in the morning.

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

5) The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.

The above restrictions do not prohibit:

a) the consumption of the alcohol on the premises during the first twenty minutes after the above hours;

b) the taking of alcohol from the premises (unless the alcohol is supplied or taken in an open vessel,) during the first twenty minutes after the above hours;

c) the consumption of the alcohol on the premises by persons taking meals there during the first thirty minutes after the above hours, if the alcohol was supplied for consumption ancillary to those meals;

d) consumption of the alcohol on the premises by, or, the taking, sale or supply of alcohol to any person residing in the licensed premises;

e) the ordering or alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;

f) the sale of alcohol to a trader or club for the purposes of the trade or club;

g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;

h) the taking of alcohol from the premises by a person residing there; or

i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or

j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

### **Public Entertainment embedded conditions.**

This licence is granted by the Licensing Authority subject to the embedded regulations and general conditions for the time being in force (copy attached) made by the Licensing Authority and to the following special conditions:-

1. The number of persons to be admitted shall not exceed: **130 (one hundred and thirty)**
2. No candles or naked flames are permitted unless previously approved in writing by the Licensing Authority.



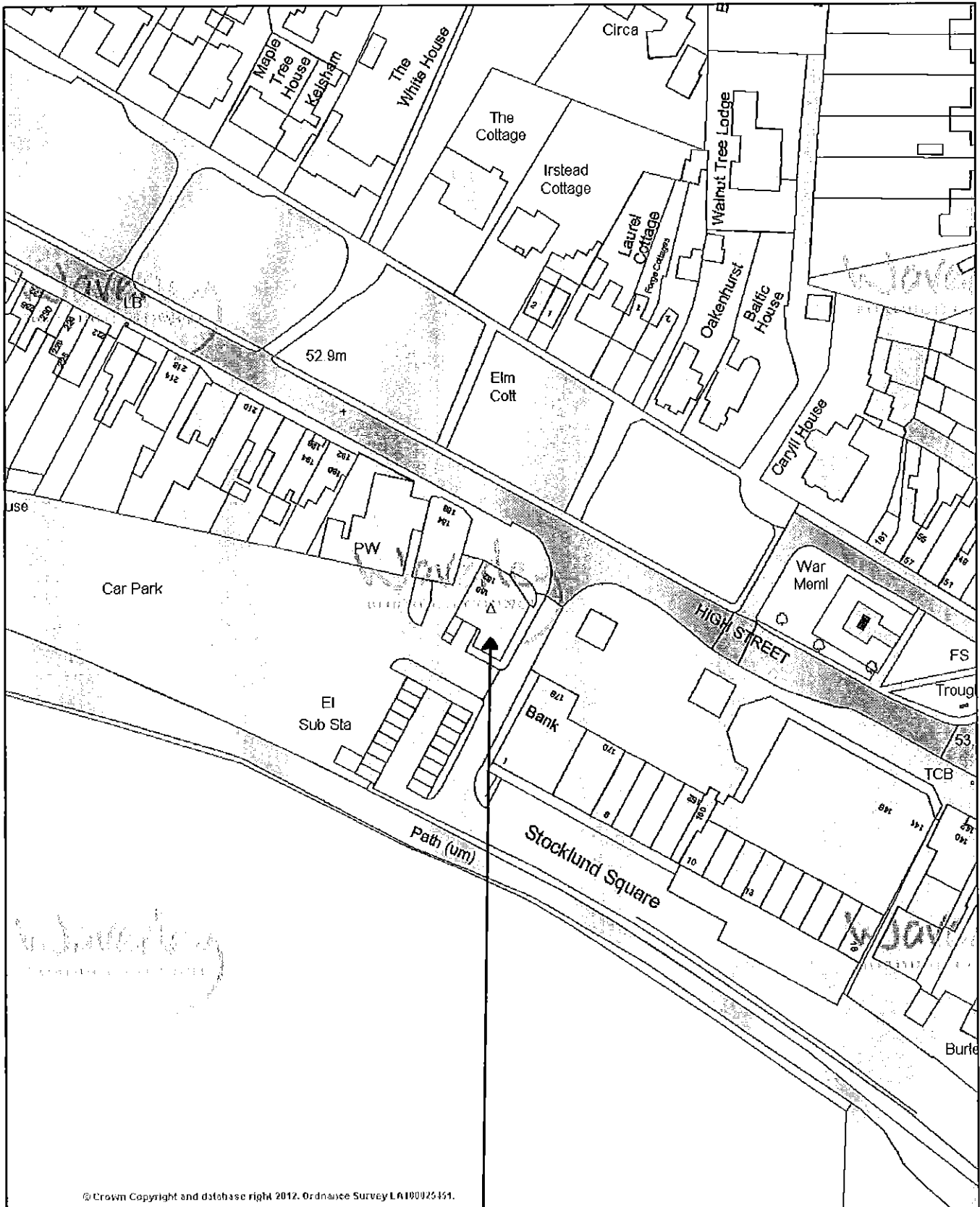
3. The licensee shall ensure that any music provided at the premises shall not cause a disturbance to local residents and that any form of amplification shall be so controlled by the licensee as to prevent a disturbance.
4. All exit doors shall be kept unlocked and unbolted and the keys of the locks and key operated bolts shall be kept in the possession of a responsible person during the presence of the public.
5. All external doors and windows shall be kept closed when any musical entertainment is taking place at the restaurant.

### **Annexe 3 – Conditions attached after a hearing by the Licensing Authority**

1. The restaurant shall not be open on Good Fridays.
2. The currently fitted noise limiter shall be recalibrated within a period of three months by an external, specialist, to meet Condition 3 of the Public Entertainment Licence condition, so as not to cause a disturbance to local residents, and that this is rechecked annually thereafter, and in addition staff be trained in its correct operation.
3. No new customers, including take-away customers, shall be admitted after 23:00 hours on any evening.
4. Alcohol shall be sold only in conjunction with a table meal.
5. Notices shall be clearly displayed at the entrances and within the restaurant advising customers not to disturb local residents, the wording of these notices agreed with Environmental Health Officers.

### **Annexe 4 – Plans**

Attached



Waverley  
Borough Council



**Oscar's Piano Bar, High St, Cranleigh**

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Scale 1/1250 Date 12/4/2012

Centre = 505526 E 139162 N



②

WAV	ANNEXE 6
PREP	
DATE	2 MAR 2012

Waverley Borough Council  
The Burys  
Godalming  
Surrey GU7 1HR

26<sup>th</sup> March 2012

Dear Sirs,

**Application to vary a premises licence  
180 High Street, Cranleigh**

We are writing to object to the above application.

The premises are situated in a residential area of Cranleigh, adjacent to the Conservation Area, and the previous licence holder had a long record of excessive noise causing great disturbance to residents. These abuses resulted in stringent restrictions being included in the existing licence.

The proposal seeks live or recorded music on 365 days of the year. This is a very significant and substantial variation. We object strongly to the proposed provision of music on Sundays, Good Friday and Christmas Day. Sunday in particular used to be the only time we had respite from the noise that could very clearly be heard in our house and affected the enjoyment of our garden.

The proposal seeks very late extended hours on Friday and Saturday evenings until 1.00am the following morning. These hours might have been appropriate for a restaurant licence to allow for departing clients following a meal but are not appropriate for a bar licence.

Other than unruly behaviour, noise has been the greatest problem at the premises. We believe the existing restriction that doors and windows remain closed at all times that the premises are open to customers should be retained. We understand from other residents that the applicant has said that he intends use the balcony at the front of the premises for tables and chairs and this causes us great concern.

Once the restrictions were placed on the existing licence, the principal remaining problem was noise and disturbance from customers, smokers and their companions, gathering outside the entrance. There is nothing in the application to indicate how smokers will be accommodated to ensure this pattern is not repeated.

Yours faithfully,

3

<b>WAVERLEY B.C.</b> CHIEF EXECUTIVE'S OFFICE	
DATE	02 MAR 2012 REC'D
DATE ACK	
PASS TO FOR ATTN.	
ACK. CODE	
FILE NO	

*Licensing Team*

Waverley Borough Council  
The Bury  
Godalming  
Surrey GU7 1HR

31<sup>st</sup> March 2012-03-31

Dear Sir/Madam

Application to vary a premises licence, 180 High Street, Cranleigh  
Licence No. LN/00000 3700

We wish to object to this application on the grounds of noise.

The premises are not suitable for music at all. The glazing is not doubled to prevent the egress of noise. In the past the disturbing sound of amplified music has kept us awake at night, and everyone else within 200 yards.

Apart from the thin glazing, the interior air conditioning is inadequate, so the customers open the windows, whatever the management say. The resulting noise level then increases so dramatically that our windows rattle.

Could I ask you to adjourn the application until building alterations have been made. Failing this, there is a good case for withdrawing the licence altogether, or if that is not possible, then a restriction of 23.00 hours on the playing of music is highly desirable.

Yours faithfully

**Kate Halsall**

---

**From:**

**Sent:**

**To:**

**Cc:**

**Subject:**

(4)

Oscars Piano Bar and Lounge

Dear Sir or Madam

I sent a copy of the email below earlier today but omitted to give my name and address. This has now been rectified and is at the bottom of the page!

APPLICATION TO VARY THE PREMISES LICENCE RELATING TO OSCARS PIANO BAR AND LOUNGE,  
180 HIGH STREET, CRANLEIGH, SURREY GU6 8RG

Dear Sir or Madam,

I would like to make the following comments with regard to the above application.

I live in very close proximity to the premises - in particular to its entrance - and am only too aware of the noise that customers can generate when they are coming and going, or when they stand outside chatting, smoking or talking on their mobile phones. My front windows (which are often open in the summer) look down on the entrance and their voices carry surprisingly clearly up to my flat. When it was The Golden Palace most of the disturbance was created on Friday and Saturday nights when there were discos and parties. The rest of the week the restaurant was relatively quiet and diners would leave early.

My main concerns regarding the piano bar are the late hours applied for, particularly on Sundays (until 12.00am) and Mondays-Thursdays (until 12.30am). I understand that the music will be at a much lower level than it has been over the years, but the customers will nevertheless be consuming alcohol whilst there and are likely to become noisier than normal when leaving.

The Golden Palace did put up notices asking customers to leave quietly, but in my experience this was not effective. There has been such a marked difference in noise levels in the vicinity since The Golden Palace closed - I really do not want a return to this problem again.

I realise that Mr Moger does not necessarily intend to open the piano bar for all the hours he has applied for, but nevertheless I am concerned that this could be the case in the future. It would allow him to open every night of the week (Mon-Thurs until 12.30am, Fri and Sat until 1.30am, Sun until 12.00am).

Thank you for considering my comments.

Yours faithfully

5.

Dear Sirs,

Application to vary a premises  
licence 180 High St. Cranleigh.

We are writing to object to the above  
application.

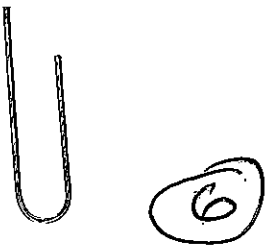
As relative new comers & living almost  
opposite we are very worried about  
noise, especially the use of the balcony  
& open windows.

Also provision of music on Good Friday  
Xmas Day & Sundays in particular  
when we all want to relax in our  
gardens.

Late extended hours on Friday & Saturday  
are also of concern, as is the idea of  
smokers gathering at the entrance.

We hear that the previous licence holder  
had a long record of excessive noise, so  
hope you will take all this into account.

Yours faithfully,



8<sup>th</sup> April 2012

Dear Sirs,

Re Application to vary a premises licence LN/00000/3700  
Oscar's Piano Bar, 180 High St, Cranleigh

It has been brought to our notice that the above has been applied for to cover the premises opposite our house. Having suffered considerably from the last occupants of the premises with late night noise from inside and particularly outside, with smokers, the premises, we are writing to object to the proposal that covers Friday and Saturday extended hours through to 1am on the next day. This clearly takes the disturbances well into the early hours.

We note that all windows will be closed when music is being played; we assume that covers the balcony outside the bar.

We trust that this letter will help to ensure that any change to the current premises licence agreed by the Council will take into account the points raised, particularly to reference to noise and late night disturbance.

Yours Faithfully,

7

**Paul Hughes**

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**From:**  
**Sent:** 09 April 2012 13:45  
**To:** Paul Hughes  
**Subject:** Application to vary a premises licence 180 High Street, Cranleigh

We are concerned that alteration to the existing conditions of the licence for the above premises will potentially cause a nuisance to neighbouring property owners.

As a bar an extension to licensing hours on Friday and Saturday nights until 1am the following morning will allow for noisy departures by customers in a residential area over which the bar owner has no control.



**HEARINGS**

- 9.19 Regulations governing hearings may be viewed on the DCMS website. If the licensing authority decides that representations are relevant, it must hold a hearing to consider them. The need for a hearing can only be dispensed with by the agreement of the licensing authority, the applicant and all of the parties who made relevant representations. In cases where only 'positive' representations are received, without qualifications, the licensing authority should consider whether a hearing is necessary. To this end it may wish to notify the interested parties concerned and give them the opportunity to withdraw their representations. This would need to be done in sufficient time before the hearing to ensure that parties were not put to unnecessary inconvenience.
- 9.20 Responsible authorities should try to conclude any discussions with the applicant in good time before the hearing. If the application is amended at the last moment, the licensing committee should consider giving interested parties time to address the revised application before the hearing commences.
- 9.21 The Regulations require that representations must be withdrawn 24 hours before the first day of any hearing. If they are withdrawn after this time, the hearing must proceed. However, where discussions between an applicant and those making representations are taking place and it is likely that all parties are on the point of reaching agreement, the licensing authority may wish to use the power given within the hearings regulations to extend time limits, if it considers this to be in the public interest.
- 9.22 Applicants should be encouraged to contact responsible authorities before formulating their applications so that the mediation process may begin before the statutory time limits come into effect after submission of an application. The hearing process must meet the requirements of Regulations made by the Secretary of State. Where matters arise which are not covered by the Regulations, licensing authorities may make arrangements as they see fit as long as they are lawful.
- 9.23 There is no requirement in the Act for responsible authorities that have made representations to attend, but it is generally good practice and assists committees to reach more informed decisions. Where several responsible authorities within a local authority have made representations on an application, a single local authority officer may represent them at the hearing if the responsible authorities and the licensing authority agree. However, an officer of the licensing authority may not perform this role which would compromise the licensing authority's independence.
- 9.24 As a matter of practice, licensing authorities should seek to focus the hearing on the steps needed to promote the particular licensing objective which has given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or interested party may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation.

9.25 In determining the application with a view to promoting the licensing objectives in the overall interests of the local community, the licensing authority must give appropriate weight to:

- the steps that are necessary to promote the licensing objectives;
- the representations (including supporting information) presented by all the parties;
- this Guidance;
- its own statement of licensing policy.

9.26 The licensing authority should give its decision at once, unless the Act itself states otherwise and provide reasons to support it. This will be important if there is an appeal by any of the parties. Notification of a decision must be accompanied by information on the right of the party to appeal. After considering all the relevant issues, the licensing authority may grant the application subject to such conditions that are consistent with the operating schedule. Any conditions imposed must be necessary for the promotion of the licensing objectives; there is no power for the licensing authority to attach a condition which is merely aspirational. For example, conditions may not be attached which relate solely to the health of customers rather than their direct physical safety.

9.27 Alternatively, the licensing authority may refuse the application on the grounds that this is necessary for the promotion of the licensing objectives. It may also refuse to specify a designated premises supervisor and/or only allow certain requested licensable activities. In the interests of transparency, the licensing authority should publish hearings procedures in full on its website to ensure that interested parties and others have the most current information.

9.28 In the context of variations, which may involve structural alteration to or change of use of the building, the decision of the licensing authority will not exempt an applicant from the need to apply for building control or planning consent where appropriate.