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Review date for release N/A

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## **Service of a Temporary Event Notice under the Licensing Act 2003: Objection from Environmental Health**

### **Report summary:**

A Temporary Event Notice was received from the notice giver on 6<sup>th</sup> October 2025 relating to a proposed event starting on 14<sup>th</sup> November 2025 and running until 17<sup>th</sup> November 2025. An objection notice was received in respect of this Temporary Event Notice from Environmental Health within the three-working day period for such objections.

### **Is the proposed decision in accordance with:**

Budget                      Yes ☒ No ☐

Policy Framework    Yes ☒ No ☐

### **Recommendation:**

**That the Licensing and Enforcement Sub Committee consider the objection notice and evidence and make a decision to either:**

- a) **Give the premises user a counter notice refusing the temporary event notice if it considers it appropriate for the promotion of one or more of the four licensing objectives to do so.**
- b) **Decide not to give a counter notice. This would allow the event to continue in line with the original temporary event notice.**
- c) **Impose one or more of the existing premises licence conditions to the TEN. The Licensing & Enforcement Sub Committee can only do this if they consider it appropriate for the promotion of the licensing objectives and, if the conditions would not be inconsistent with the carrying out of the licensable activities under the temporary event notice.**

### **Reason for recommendation:**

**The report summarises an objection under the prevention of public nuisance licensing objective to a temporary event notice served under the Licensing Act 2003.**

Officer: Lee Staples, Licensing Officer (lee.staples@eastdevon.gov.uk)

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Portfolio(s) (check which apply):

- ☐ Assets and Economy
- ☐ Communications and Democracy
- ☐ Council, Corporate and External Engagement

- ☐ Culture, Leisure, Sport and Tourism
- ☐ Environment - Nature and Climate
- ☒ Environment - Operational
- ☐ Finance
- ☐ Place, Infrastructure and Strategic Planning
- ☐ Sustainable Homes and Communities

**Equalities impact** Low Impact

**Climate change** Low Impact

**Risk:** Low Risk;

### **Links to background information**

[Statement of licensing policy 2021-2026 - East Devon](#)

[Revised guidance issued under section 182 of Licensing Act 2003 - GOV.UK](#)

APPENDIX A- Temporary Event Notice

APPENDIX B: Imperial Hotel premises Licence (PLWA0409)

APPENDIX C: Environmental Health Service objection notice

APPENDIX D: Environmental Health Service Correspondence with premises user

### **Link to [Council Plan](#)**

Priorities (check which apply)

- ☐ A supported and engaged community
- ☐ Carbon neutrality and ecological recovery
- ☒ Resilient economy that supports local business
- ☐ Financially secure and improving quality of services

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### **Report in full**

- 1.1 A temporary event notice (TEN) was served on the Licensing Authority through the Council's online application system on 6<sup>th</sup> October 2025 by Ibrahima Cisse. The TEN was submitted within the correct time periods, conforms to all the statutory requirements, and has been accepted as a valid notification by this authority.
- 1.2 As required by legislation the Licensing Authority served a copy of the TEN on the Devon and Cornwall Police and East Devon District Council's Environmental Health Service on the 6<sup>th</sup> October 2025. An acknowledgment email was also sent to the notice giver on the same day to the email address given on the notice.
- 1.3 The temporary event notice notifies the Licensing Authority, Police and Environmental Health Service that the premises user (Mr Cisse) intends to provide licensable activities at The Imperial Hotel, Exmouth from 14<sup>th</sup> November 2025 until 17<sup>th</sup> November 2025 between 18:00hrs and 04:00hrs daily.
- 1.4 The TEN states that the following licensable activities will be carried on at the event: the sale by retail of alcohol for consumption on the premises, the provision of regulated entertainment and the provision of late night refreshment.

1.5 The times when licensable activities will be carried on during the event have been given in the notice as follows:

- Friday 14th November 18:00pm - 23:59pm
- Saturday 15th November 00:00am - 04:00am
- Saturday 15th November 18:00pm - 23:59pm
- Sunday 16th November 00:00am - 04:00am
- Sunday 16th November 18:00pm - 23:59pm
- Monday 17th November 00:00am - 04:00am

1.6 A copy of the temporary event notice is attached at **APPENDIX A**.

1.7 The Imperial Hotel has an existing premises licence PLWA0409. A copy of the premises licence is attached at **APPENDIX B**.

## **2 The Legislation**

2.1 Temporary event notices provide a system for an event organiser to notify the Licensing Authority, Police and the Environmental Health Service of small scale ad hoc events where the maximum number of people in attendance at any one time does not exceed 499. A TEN can be used to authorise an event outside of the terms of an existing premises licence, or to provide authority for an event where there is no existing premises licence. Providing the notice meets the criteria laid down in Licensing Act, the event may go ahead unless a counter notice is served, either following objections from the Police or the Environmental Health Service or for exceeding the limits set out within the legislation as to exceeding the number of permitted days etc. A TEN can be used instead of a premises licence for short-term events involving licensable activities which are:

- ☐ The sale by retail of alcohol
- ☐ The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club
- ☐ The provision of regulated entertainment; and
- ☐ Provision of late night refreshment (hot food & drink between 23.00-05.00 hrs)

Regulated entertainment includes the following activities:

- ☐ performance of a play
- ☐ exhibition of a film
- ☐ indoor sporting event
- ☐ boxing or wrestling
- ☐ performance of dance
- ☐ performance of live music
- ☐ playing of recorded music

2.2 When it is proposed to use a premises for one or more licensable activities during a period not exceeding 168 hours (7 days), an individual may give the relevant Licensing Authority notice of that proposal (a temporary event notice). A temporary event notice (TEN) must be in the prescribed form, and contain all the information as required (Section 100 of The Licensing Act 2003). Only the Chief Officer of Police and the Local Authority exercising Environmental Health functions may object to a TEN. The grounds for objection would be that allowing the

premises to be used in accordance with the notice would undermine one or more of the four licensing objectives being:

- ☐ the prevention of crime and disorder
- ☐ public safety
- ☐ the prevention of public nuisance and
- ☐ the protection of children from harm.

2.3 Temporary event notices (TENs) are intended to allow an individual to use premises for one or more licensable activities on an infrequent basis. While there is no application process for a TEN, the premises user must give notice to the relevant Licensing Authority, the relevant Chief Officer of Police and the relevant Environmental Health Service.

2.4 If the Chief Officer of Police or the Environmental Health Service is satisfied that allowing the premises to be used in accordance with the notice would undermine one or more of the four licensing objectives they must give an objection notice, within three working days following the date when they received the TEN, stating the reasons for this to the relevant Licensing Authority and the premises user. The Licensing Authority must then hold a hearing to consider the objection and determine whether a counter notice is necessary.

2.5 There is a procedure for the modification of a TEN following Police or Environmental Health Service objection any time up to the hearing, if the Police or Environmental Health Service and premises user reach agreement. This would lead to the objection being treated as withdrawn and a hearing would no longer be necessary. To date no modification has been agreed.

### **3 Environmental Health Service Objection**

3.1 On 10th October 2025 the Environmental Health Service served a notice of objection to the Licensing Authority and premises user in relation to this temporary event notice. The objection notice was served within the time scales prescribed. The objection relates to the prevention of public nuisance licensing objective.

3.2 The objection from the Environmental Health Service relates to the licensing objective of the prevention of public nuisance and is based on the temporary event notice allowing for regulated entertainment, sale by retail of alcohol for consumption, and provision of late night refreshment to be provided until 04:00hrs. The objection notice states that Environmental Health consider that "Due to a number of residential properties in close proximity to the premises/TEN's location continuing until 04:30am for 3 consecutive days, will likely result in public nuisance by the emitting of intrusive noise from regulated entertainment".

3.3 A copy of the Environmental Health Service objection notice is attached at **APPENDIX C**.

3.4 The Environmental Health Service have also made attempts to make contact with the premises user and have provided additional information in relation the provision of suitable noise management, including suggested content for a noise management plan and Event Management Plan. A copy of the correspondence between the Environmental health Service and the premises user is attached at **APPENDIX D**.

3.5 Section 105 of the Licensing Act 2003 provides that a Licensing Authority must hold a hearing to consider any objections from the Chief Officer of Police or Environmental Health Service unless all parties agree that a hearing is not necessary.

3.6 Where a hearing is held to consider an objection notice then the following options are open to the Licensing Sub-Committee:

- a) Having regard to the objection notice and having heard the evidence, the Licensing Authority may give the premises user a counter notice (refusing the original TEN) if it considers it appropriate for the promotion of one or more of the four licensing objectives to do so.
- b) Decide not to give a counter notice. This would allow the event to continue in line with the original temporary event notice
- c) Where the temporary event notice relates to a premises that currently holds a premises licence (**which this TEN does**) the Licensing Authority may impose one or more of the **existing** premises licence conditions to the TEN. The Licensing Authority can only do so if they consider it appropriate for the promotion of the licensing objectives and, if the conditions would not be inconsistent with the carrying out of the licensable activities under the temporary event notice.

3.7 If the Licensing Authority decides to serve a counter notice on the premises user they must:

- a) give the premises user the counter notice and a notice stating the reasons for its decision and
- b) give the Environmental Health Service a copy of both of these notices.

3.8 If the Licensing Authority decides not to serve a counter notice they must:

- a) give the premises user and the Environmental Health Service notice of the decision.

3.9 Members should note that whilst the Environmental Health Service can modify the TEN with the agreement of the premises user before the hearing once the matter is before the Sub Committee the only decisions that are open to the Sub Committee are as outlined at 3.6 a) b) and c) of this report.

3.10 In this case the legislation does not permit the Sub Committee to attach any terms, limitations, restrictions or conditions which are not already attached to an applicable premises licence to the temporary event notice.

3.11 There is a right of appeal to the Magistrate's Court for the recipient of a counter notice or for the Environmental Health Service where their objection has been rejected.

3.14 In determining this objection to a (TEN), the Sub Committee should have regard to the Council's Statement of Licensing Policy and to the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 (Section 7 – in particular paragraphs 7.28 to 7.40).

3.15 The Sub Committee are advised that the hearing is of a quasi-judicial nature and representations from all parties both written and verbal will form part of matters that are to be considered. Findings on issues of fact should be on the balance of probability.

3.16 The Sub Committee are further advised that the final decision should be based on the individual merits of the case and findings of fact made at the hearing after hearing the facts.

3.17 Any decision or counter notice must be issued at least 24 hrs before the start of the event to which these documents relate.

3.18 The Council has a duty under Section 17 of Crime & Disorder Act 1998 to do all that it reasonably can to prevent:

- (a) crime and disorder in its area (including anti-social behaviour and other behaviour adversely affecting the local environment), and;
- (b) the misuse of drugs, alcohol and other substances in its areas.
- (c) re-offending in it's area

#### **4. Conclusion**

4.1 The Sub Committee is required to determine this objection to a TEN.

4.2 The Sub Committee should take such action as it deems proportionate with a view to promoting the objectives of the Licensing Act.

4.3 The courses of action that the Sub Committee is permitted to take are detailed in section 3.6 of this report.

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#### **Financial implications:**

The only financial implication is if an appeal is lodged against the decision made, with the possibility of court costs.

#### **Legal implications:**

The legal framework is set out within the report and requires no further comment.

# Temporary Event Notice (TEN)

## Event date

What date will the event start?

14/11/2025

## Notice statement

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below (Please read note 1)

## The personal details of the premises user

**Title**

Mr

**First name**

Ibrahima

**Surname**

Cisse

**Preferred method of contact**

Email

**Telephone**

[REDACTED]

**Email**

[REDACTED]

**Mobile number**

[REDACTED]

**Have you been known by any other name(s)?**

No

**Your date of birth**

[REDACTED]

**Your place of birth**

[REDACTED]

**National Insurance Number (UK nationals only)**

[REDACTED]

**Address**

[REDACTED]

CULLOMPTON

[REDACTED]

## The premises

Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (Please read note 2)

The Imperial Hotel, Esplanade, Exmouth, EX8 2SW

**Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?**

Neither

**Do you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies?**

No

**Please describe the nature of the premises below (Please read note 4)**

This imposing Imperial Hotel in Exmouth, Devon is stunningly located looking out towards the sea and has extensive terraces and gardens where you can relax after a day exploring Dartmoor or any of the beautiful sandy beaches, coves, and bays that punctuate this coastline.

Within a few miles of the Imperial Hotel in Exmouth, you could be rambling along the South West Coastal Path, teeing off at East Devon Golf Club, exploring the Bickton Park Botanical Gardens or enjoying a boat trip along the Exe River, or out to sea. Elegant and spacious, the Imperial Hotel is a perfect base for relaxation as well as adventure in the great outdoors.

**Please describe the nature of the event below (Please read note 5)**

Winter Afro-Latin Festival Dance is a premier cultural event celebrating the richness and diversity of Afro-Latin dance traditions in Devon and Cornwall. Hosted at the prestigious Imperial Hotel, the festival will take place from 14th to 17th November, offering an immersive experience that brings together dancers, music and cultures from around the world.

The festival runs from evening through to the early morning hours, creating a vibrant atmosphere where participants can enjoy social dancing late into the night.

## **The licensable activities**

**Please select all licensable activities you intend to carry on at the premises (Please read note 6)**

The sale by retail of alcohol, The provision of regulated entertainment (Please read note 7), The provision of late night refreshment

**Please state the dates on which you intend to use these premises for licensable activities**

**What date will the event start?**

14/11/2025

**What date will the event end?**

17/11/2025

**Please state the times during the event period that you propose to carry on licensable activities (Please read note 10)**

Venue: The Imperial Hotel

Dates: Friday 14th November to

Monday 17th November

Event Schedule

Friday 14th November 18:00pm - 23:59pm

Saturday 15th November 00:00am - 04:00am

Saturday 15th November 18:00pm - 23:59pm

Sunday 16th November 00:00am - 04:00am

Sunday 16th November 18:00pm - 23:59pm

Monday 17th November 00:00am - 04:00am

**Maximum number of people at one time**

250

**Will licensable activities include the sale or supply of alcohol (Please read note 12)**

Yes

**Please state whether the sale or supply of alcohol will be for consumption on or off the premises, or both**

On the premises only

**Will licensable activities include the provision of relevant entertainment?**

No

## **Personal licence holders**

**Do you currently hold a valid personal licence?**

No

## **Previous temporary event notices**

**Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?**

No

**Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?**

No

## **Associates and business colleagues**

**Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please read note 16)**

No

**Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please tick the box that applies to you)**

No

**Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?**

No

**Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please tick the box that applies to you)**

No

# Checklist

## I shall

If the premises are situated in one or more licensing authority areas, notify each additional licensing authority

Make payment of the fee for the application

## Condition

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

## Declarations

### I confirm that

The information contained in this form is correct to the best of my knowledge and belief, I understand that it is an offence:

- i. To knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine of any amount; and
- ii. To permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine of any amount, or to imprisonment for a term not exceeding six months, or to both.

### Please confirm your name

Mr I Cisse

### Declaration date

06/10/2025

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## For completion by the licensing authority

### Acknowledgment

I acknowledge receipt of this temporary event notice

Signature (on behalf of the licensing authority)

Date

Name of Officer Signing

Payment reference:

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## **Data Protection**

Any personal information which you provide will be held and used by East Devon District Council for the purpose of the Licensing Service to process and administer your temporary event notice.

Your information may also be shared within East Devon District Council for the purposes of carrying out our lawful functions and will be provided to the relevant responsible authorities associated with the application. Otherwise your personal information will not be disclosed to anybody outside East Devon District Council without your permission, unless there is a lawful reason to do so, for example disclosure is necessary for crime prevention or detection purposes.

Your information will be held securely and will not be retained for any longer than is necessary. There are a number of rights available to you in relation to our use of your personal information, depending on the reason for processing. Further detail about our use of your personal information can be found in the relevant Privacy Notice which can be accessed online at <http://eastdevon.gov.uk/privacy>

## **Notes for Guidance**

### **General**

In these notes, a person who gives a temporary event notice is called a “premises user”.

The police and local authority exercising environmental health functions may intervene on the grounds of any of the four licensing objectives (the prevention of crime and disorder, public safety, the prevention of public nuisance, and the protection of children from harm) to prevent the occurrence of an event at which permitted temporary activities are to take place or to agree a modification of the arrangements for such an event. However, the licensing authority will intervene of its own volition in the cases described below.

First, it will issue a counter notice if there is an objection to a late temporary event notice (see note 8 below).

Secondly, it may issue a notice in relation to its decision to impose conditions on a temporary event notice (see note 2 below).

Thirdly, it will issue a counter notice if the first, second, third and fifth of the limits set out below would be exceeded. If any of the limits below are breached or if a counter notice has been issued, any licensable activities taking place would be unauthorised and the premises user would be liable to prosecution. The limitations apply to:

- the number of times a person may give a temporary event notice (50 times per year for a personal licence holder and 5 times per year for other people);
- the number of times a person may give a late temporary event notice (10 times per year for a personal licence holder and 2 times per year for other people);
- the number of times a temporary event notice may be given in respect of any particular premises (15 times in a calendar year);
- the length of time a temporary event may last for these purposes (168 hours or 7 days);
- the maximum aggregate duration of the periods covered by temporary event notices at any individual premises (21 days per calendar year); and
- the scale of the event in terms of the maximum number of people attending at any one time

(a maximum of 499).

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. The limits applying to late temporary event notices are included within the overall limits applying to the total number of temporary event notices. Note 16 below sets out the definition of an “associate”.

When permitted temporary activities take place, a premises user must ensure that either:

- a copy of the temporary event notice is prominently displayed at the premises; or
- the temporary event notice is kept at the premises either in his own custody or in the custody of a person present and working at the premises and whom he has nominated for that purpose.

Where the temporary event notice is in the custody of a nominated person, a notice specifying that fact and the position held by that person must be displayed prominently at the premises.

Where the temporary event notice or a notice specifying the nominated person is not displayed, a constable or an authorised person (for example, a licensing officer, fire officer or environmental health officer) may require the premises user to produce the temporary event notice for examination. Similarly, where the nominated person has the temporary event notice in his custody, a constable or authorised person may require that person to produce it for examination. Failure to produce the temporary event notice without reasonable excuse would be an offence.

It should also be noted that the following, among other things, are offences under the Licensing Act 2003:

- the sale or supply of alcohol to children under 18 years of age (subject to an unlimited fine on conviction);
- allowing the sale of alcohol to children under 18 ( subject to an unlimited fine on conviction);
- knowingly allowing the consumption of alcohol on the premises by a person aged under 18 (subject to an unlimited fine, on conviction );
- allowing disorderly behaviour on the premises (subject to a fine not exceeding level 3 on the standard scale, on conviction)
- the sale of alcohol to a person who is drunk (subject to a fine not exceeding level 3 on the standard scale, on conviction);
- obtaining alcohol for a person who is drunk (subject to a fine not exceeding level 3 on the standard scale, on conviction);
- knowingly allowing a person aged under 18 to make any sale or supply of alcohol unless the sale or supply has been specifically approved by the premises user or any individual aged 18 or over who has been authorised for this purpose by the premises user (subject to a fine not exceeding level 1 on the standard scale, on conviction); and
- knowingly keeping or allowing to be kept on the premises any smuggled goods which have been imported without payment of duty or which have otherwise been unlawfully imported (subject to a fine not exceeding level 3 on the standard scale, on conviction).

In addition, where the premises are to be used primarily or exclusively for the sale or supply of alcohol for consumption on the premises, it is an offence to allow children under 16 to be present when the premises are open for that purpose unless they are accompanied by an adult. In the

case of any premises at which sales or supplies of alcohol are taking place at all, it is an offence for a child under 16 to be present there between the hours of midnight and 5am unless accompanied by an adult. In both instances, the penalty on conviction is a fine not exceeding level 3 on the standard scale, currently £1,000.

### **Note 1**

A temporary event notice may only be given by an individual and not, for example, by an organisation or club or business. The individual giving the notice is the proposed “premises user”. Within businesses, clubs or organisations, one individual will therefore need to be identified as the proposed premises user.

If you include an e-mail address in section 1(7) or 1(9), the licensing authority may send to this the acknowledgement of receipt of your notice or any notice or counter notice it is required to give under sections 104A, 106A or 107 of the Licensing Act 2003.

### **Note 2**

For the purposes of the Licensing Act 2003, “premises” means any place. Premises will therefore not always be a building with a formal address and postcode. Premises can include, for example, public parks, recreation grounds and private land.

If a premises licence or club premises certificate has effect in relation to the premises (or any part of the premises) which you want to use to carry on licensable activities, it is possible that any conditions which apply to the licence or certificate may be imposed on the temporary event notice if certain pre-conditions are met. These pre-conditions are that the police or the local authority exercising environmental health functions object to the notice and the licensing authority decides:

- not to give a counter notice under section 105 of the Licensing Act 2003;
- the conditions apply to the licence or certificate; and
- the imposition of the conditions on the notice would not be inconsistent with the carrying on of the licensable activities under the notice.

### **Note 3**

A temporary event notice can be given for part of a building, such as a single room or a plot within a larger area of land. You should provide a clear description of the area in which you propose to carry on licensable activities. This is important as any licensable activities conducted outside the area of the premises protected by the authority of this temporary event notice would be unlawful and could lead to prosecution.

In addition, when holding the proposed event, the premises user would need to be able to restrict the number of people on the premises at any one time when licensable activities are taking place to less than 500. If more than 499 are on the premises when licensable activities are being carried on, the licensable activities would be unlawful and the premises user would be liable to prosecution. The maximum figure of 499 includes, for example, staff, organisers, stewards and performers.

### **Note 4**

A description of the nature of the premises assists the chief officer of police and local authority exercising environmental health functions in deciding if any issues relating to the licensing

objectives are likely to arise. You should state clearly that the premises to be used are, for example, a public house, a restaurant, an open field, a village hall or a beer tent.

### **Note 5**

A description of the nature of the event similarly assists the chief officer of police and local authority exercising environmental health functions in making a decision as to whether or not to make an objection. You should state clearly that the event taking place at the premises would be, for example, a wedding with a pay bar, the supply of beer at a particular farmers' market, a discotheque, the performance of a string quartet, a folk group or a rock band.

### **Note 6**

The licensable activities are:

- the sale by retail of alcohol;
- the supply of alcohol by or on behalf of a club to, or to the order of, a member of a club;
- the provision of regulated entertainment; and
- the provision of late night refreshment.

### **Note 7**

Regulated entertainment, subject to specified conditions and exemptions, includes:

- a. a performance of a play;
- b. an exhibition of a film;
- c. an indoor sporting event;
- d. a boxing or wrestling entertainment;
- e. a performance of live music;
- f. any playing of recorded music;
- g. a performance of dance; and
- h. entertainment of a similar description to that falling within (e), (f) or (g).

In terms of specific regulated entertainments please note that:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.

- Live music: no licence permission is required for:
  - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

If you are uncertain whether or not the activities that you propose are licensable, you should contact your licensing authority for further advice.

## Note 8

Late notices can be given no later than 5 working days but no earlier than 9 working days before the event in relation to which the notice is given. A late notice given later than 5 working days before the event to which it relates will be returned as void and the activities described in it will not be authorised.

The number of late notices that can be given in any one calendar year is limited to 10 for personal licence holders and 2 for non-personal licence holders. These count towards the total number of temporary event notices (i.e. 50 temporary event notices per year for personal licence holders and 5 temporary event notices for non-personal licence holders).

If there is an objection from either the police or local authority exercising environmental health functions, the event will not go ahead and a counter notice will be issued.

### **Note 9**

The maximum period for using premises for licensable activities under the authority of a temporary event notice is 168 hours or seven days.

### **Note 10**

You should state here the times during the event period, for example 48 hours, when you intend to carry on licensable activities. For example, you may not intend to carry on licensable activities throughout the entire 48 hour event period, and may intend to sell alcohol between 8.00 hrs and 23.00 hrs on each of the two days.

### **Note 11**

No more than 499 may be on the premises for a temporary event at any one time when licensable activities are being carried on. If you intend to have more than 499 attending the event, you should obtain a premises licence for the event. Your licensing authority should be able to advise you. The maximum figure of 499 includes not only the audience, spectators or consumers but also, for example, staff, organisers, stewards and performers who will be present on the premises.

### **Note 12**

If you indicate that alcohol will be supplied only for consumption on the premises, you would be required to ensure that no person leaves the premises with alcohol supplied there. If such a supply takes place, the premises user may be liable to prosecution for carrying on an unauthorised licensable activity. Similarly, if the premises user gives notice that only supplies of alcohol for consumption off the premises will take place, he/she must ensure that alcohol supplied is not consumed on the premises. The premises user is free to give notice that he/she intends to carry on both types of supplies. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

### **Note 13**

Relevant entertainment is defined in the Local Government (Miscellaneous Provisions) Act 1982("the 1982 Act") as *any live performance or any live display of nudity which is of such a nature that, ignoring financial gain, it must reasonably be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience (whether by verbal or other means)*. Relevant entertainment therefore includes, but is not limited to, lap dancing and pole dancing.

The 1982 Act requires premises which provide relevant entertainment to be licensed under that Act for this purpose. Premises at which there have not been more than eleven occasions on which such entertainment has been provided within a period of 12 months, no such occasion has lasted for more than 24 hours and there has been a period of at least one month between each such occasion are exempt from the requirement to obtain a licence under the 1982 Act. Such premises are likely instead to require an authorisation under the Licensing Act 2003 to be used for such activities as these are a licensable activity (the provision of regulated entertainment — see note 6 above). A temporary event notice may be given for this purpose.

#### **Note 14**

The holder of a valid personal licence issued under the Licensing Act 2003 may give up to 50 temporary event notices in any calendar year subject to the other limitations in the 2003 Act. A proposed premises user who holds such a licence should give the details requested.

#### **Note 15**

As stated under Note 14, a personal licence holder (issued under the Licensing Act 2003) may give up to 50 temporary event notices (including 10 late notices) in any calendar year. An individual who does not hold a personal licence may only give 5 temporary event notices (including 2 late notices) in England and Wales in any calendar year. A calendar year is the period between 1st January to 31st December inclusive in any year.

If an event straddles two calendar years, it will count against the limits on temporary event notices (15 for each premises, 21 days for each premises, 50 per personal licence holder and 5 for nonholders) for each year. However, only one notice needs to be given.

For the purposes of determining the overall limits of 50 temporary event notices per personal licence holder (in a calendar year) and of 5 for a non-personal licence holder (in a calendar year), temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count towards those totals. Note 16 below sets out the definition of an “associate”.

If a temporary event notice has been given for the same premises, by the same premises user, and would have effect within 24 hours before the start of the event period under the current proposal or within 24 hours after the end of that period, the temporary event notice given would be void and any licensable activities carried on under it would therefore be unlicensed.

For the purposes of determining whether or not the required gap of 24 hours is upheld, temporary event notices given by an associate or a person who is in business with a premises user (and that business involves carrying on licensable activities) count as if they had been given by the premises user. Note 16 below sets out the definition of an “associate”.

#### **Note 16**

An “associate” of the proposed premises user is:

- a. the spouse or civil partner of that person;
- b. a child, parent, grandchild, grandparent, brother or sister of that person;
- c. an agent or employee of that person; or
- d. the spouse or civil partner of a person within (b) or (c).

For these purposes, a person living with another as that person's husband or wife is to be treated as that person's spouse. **Note 17**

It is a requirement that you send at least one copy of this notice to the licensing authority at least ten working days (or five working days for a late notice) before the commencement of the proposed licensable activities. The authority will give you written acknowledgement of the receipt of the notice. This will be important proof that you gave the notice and when you gave it for the purposes of the Act. Some premises may be situated in two licensing authority areas, for example, where a building or field straddles the local authority boundary. Where this is the case, at least one copy of the notice must be sent to each of the licensing authorities identified, together with the appropriate fee in each case. In such circumstances, you will receive acknowledgements from all the relevant licensing authorities.

One copy must be sent to each of the chief officer of police and the local authority exercising environmental health functions for the area in which the premises is situated at least ten working days for a standard notice (or five working days for a late notice) before the commencement of the proposed licensable activities. Where the premises are situated in two police areas or environmental health areas, a further copy will need to be sent to the further police force and local authority exercising environmental health functions.

#### **Note 18**

Under the Licensing Act 2003, all temporary event notices are given subject to a mandatory condition requiring that where the licensable activities involve the supply of alcohol, all such supplies must be made by or under the authority of the named premises user. If there is a breach of this condition, the premises user and the individual making the supply in question would be liable to prosecution. For this purpose, the supply of alcohol includes both of the first two licensable activities listed in note 6 above.

#### **Note 19**

It is an offence knowingly or recklessly to make a false statement in, or in connection with, a temporary event notice. (A person is to be treated as making a false statement if he produces, furnishes, signs or otherwise makes use of a document that contains a false statement.) To do so could result in prosecution and an unlimited fine.

#### **Note 20**

You should not complete section 10 of the notice, which is for use by the licensing authority. It may complete this section as one means of giving you written acknowledgement of its receipt of the notice.

East Devon District Council  
 Blackdown House  
 Border Road  
 Heathpark Industrial Estate  
 Honiton  
 EX14 1EJ  
 DX 48808 Honiton  
 Tel: 01404 515616



## Licensing Act 2003 Premises Licence

# PLWA0409

**East Devon District Council** has granted this Premises Licence in accordance with the Licensing Act 2003. The licence authorises the identified premises to accommodate the licensable activities set out in the document and the plan deposited with and approved by the Licensing Authority. Where the sale of alcohol is authorised as a licensable activity the licence identifies the Designated Premises Supervisor.

### Part 1 - Premises Details

#### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### Imperial Hotel (The)

Esplanade, EXMOUTH, Devon, EX8 2SW.

Telephone 01395 274761

#### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

#### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the supply of alcohol

#### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Sunday	10:00am	10:00pm
E. Performance of live music (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
F. Playing of recorded music (Indoors)	Monday to Sunday	10:00am	2:00am
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
G. Performance of dance (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted		



# Licensing Act 2003 Premises Licence

## PLWA0409

### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors) continued ...	hours on New Year's Day.		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
I. Late night refreshment (Indoors)	Monday to Sunday	11:00pm	1:00am
	New Year's Eve	11:00pm	5:00am
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Hotel Residents Only	Monday to Sunday	Midnight	Midnight 24 Hours - Hotel Residents

### THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	Midnight	Midnight 24 Hours

### WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises
--



Licensing Act 2003  
**Premises Licence**

**PLWA0409**

Part 2

**NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE**

The Imperial Hotel Exmouth Limited

KFIM Saddlers House, 44 Gutter Lane, London, EC2V 6BR.  
Telephone 01395 274761

**REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)**

The Imperial Hotel Exmouth Limited

16435468

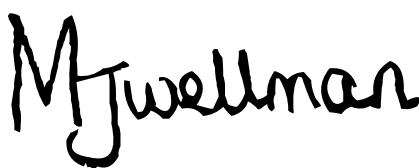
**NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL**

Lucian SERB

**PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES FOR THE SUPPLY OF ALCOHOL**

Licence No. EDVE2474

Issued by East Devon



**Melanie Wellman**  
**Director of Governance and Licensing**



## Licensing Act 2003 Premises Licence

# PLWA0409

### ANNEXES

#### ANNEXE 1 - MANDATORY CONDITIONS

1.
  - (a) There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her 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.
  - (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.
  - (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-
    - (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 carries 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 favourable manner;
    - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
4.
  - (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence 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



# Licensing Act 2003 Premises Licence

# PLWA0409

## ANNEXES continued ...

- either-
- (a) a holographic mark, or
  - (b) an ultraviolet feature.
5. The responsible person must 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;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) 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."
6. (1) 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.
- (2) For the purposes of the condition set out in paragraph 7(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,
  - (ii) D is the amount 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,
  - (ii) the designated premises supervisor (if any) in respect of such a licence, or
  - (iii) 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.
- (3) 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



## Licensing Act 2003 Premises Licence

# PLWA0409

### ANNEXES continued ...

- be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
- (4) (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.
7. (a) Admission of children (under the age of 18) to any exhibition of films must be restricted in accordance with the film classification applied by the body designated as the authority under Section 4 of the Video Recordings Act 1984.
- (b) Where the film classification is not specified or where the Licensing Authority notifies the licence holder that Section 20(3) (b) applies to the film in question, admission of children must be restricted in accordance with any recommendations made by the Licensing Authority.

### ANNEXE 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1. The maximum occupancy of the Entertainment Room will be **150**.
2. The manager or senior member of staff will monitor the behaviour of customers to ensure that there are no crime and disorder issues.
3. There have been no issues as to the use of illegal drugs on the premises although the licence holders are well aware of the potential problems and will remain aware at all times.
4. Customers in the dining area are normally seated at all times.
5. Staff will be trained and are aware of their duties under the Licensing Act 2003 and in particular the importance of complying with the Act and ensuring that customers comply with the requirements of the criminal law.
6. The fire safety measures with which the premises are provided will be maintained in good working order and their adequacy is determined on a regular basis by the carrying out of a fire risk assessment (as required by and in accordance with the fire precautions (workplace regulations). The applicant understands that the fire safety of occupants is also influenced by numbers of persons present, their disposition and the activities taking place, and therefore undertakes to maintain a safe occupancy limit.
7. The clientele in the hotel are normally predominantly resident which limits the numbers present at any one time.
8. Non residents will normally leave the premises quickly and quietly at the end of any of the infrequent functions held in the hotel. The management will use their best endeavours to ensure that these customers leave the hotel quickly and quietly.
9. There will be a 30 minute wind down period at the end of permitted hours in order to ensure non-residents leave in a quiet and orderly manner.
10. Staff will be trained to remain vigilant in ensuring that underage persons do not have access to alcohol.



Licensing Act 2003

# Premises Licence

**PLWA0409**

**ANNEXES continued ...**

**ANNEXE 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY**

None

**ANNEXE 4 - PLAN APPROVED BY THE LICENSING AUTHORITY**

The licensable activities authorised by this licence will be confined to the areas that are outlined in **RED** on the plans submitted to and approved by the Licensing Authority.



Licensing Act 2003

# Premises Licence Summary

**PLWA0409**

**East Devon District Council** has granted this Premises Licence in accordance with the Licensing Act 2003. The licence authorises the identified premises to accommodate the licensable activities set out in the document and the plan deposited with and approved by the Licensing Authority. Where the sale of alcohol is authorised as a licensable activity the licence identifies the Designated Premises Supervisor.

## Premises Details

### POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

#### Imperial Hotel (The)

Esplanade, EXMOUTH, Devon, EX8 2SW.

Telephone 01395 274761

### WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

### LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- an exhibition of a film
- a performance of live music
- any playing of recorded music
- a performance of dance
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance
- provision of late night refreshment
- the supply of alcohol

### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
B. Exhibition of films (Indoors)	Monday to Sunday	10:00am	10:00pm
E. Performance of live music (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
F. Playing of recorded music (Indoors)	Monday to Sunday	10:00am	2:00am
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
G. Performance of dance (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight



# Licensing Act 2003 Premises Licence Summary

## PLWA0409

### THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued ...

Activity (and Area if applicable)	Description	Time From	Time To
G. Performance of dance (Indoors) continued ...	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
I. Late night refreshment (Indoors)	Monday to Sunday	11:00pm	1:00am
	New Year's Eve	11:00pm	5:00am
J. Supply of alcohol for consumption ON and OFF the premises	Monday to Sunday	10:00am	Midnight
	New Year's Eve	10:00am	Midnight
	And from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Hotel Residents Only	Monday to Sunday	Midnight	Midnight 24 Hours - Hotel Residents

### THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Sunday	Midnight	Midnight 24 Hours

### WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises

### NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

The Imperial Hotel Exmouth Limited

KFIM Saddlers House, 44 Gutter Lane, London, EC2V 6BR.

### REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

The Imperial Hotel Exmouth Limited

16435468

### NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Lucian SERB

### STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

Not applicable



East Devon District Council  
Blackdown House  
Border Road  
Heathpark Industrial Estate  
Honiton  
EX14 1EJ  
DX 48808 Honiton  
Tel: 01404 515616



Licensing Act 2003

# Premises Licence Summary

**PLWA0409**

A handwritten signature in black ink that reads "Mjwellman".

**Melanie Wellman**  
**Director of Governance and Licensing**



# APPENDIX C

## East Devon District Council Licensing Act 2003 RESPONSIBLE AUTHORITY OBJECTION NOTICE TO A TEMPORARY EVENT NOTICE (TEN)

<b>Responsible Authority</b>	Environmental Health
<b>Address</b>	East Devon District Council, Blackdown House, Border Road, Heathpark Industrial Estate, Honiton, EX14 1EJ
<b>Officers Name</b>	Gemma Bailey
<b>Job Title</b>	Environmental Health – Technical Officer
<b>Contact Details</b>	

<b>Premises User/Applicant Name</b>	Mr Ibrahima Cisse
<b>Address</b>	
<b>Address/location of proposed TEN (if different from above address)</b>	The Imperial Hotel, Esplanade, Exmouth, EX8 2SW
<b>Notice Reference</b>	TEWA11932
<b>Notice Date</b>	10 <sup>th</sup> October 2025
<b>Notice Received on</b>	7 <sup>th</sup> October 2025
<b>Proposed TEN Date/s</b>	14 <sup>th</sup> November to 17 <sup>th</sup> November 2025
<b>Proposed Times of Regulated Entertainment</b>	Friday 14 <sup>th</sup> November 18:00pm - 23:59pm Saturday 15 <sup>th</sup> November 00:00am - 04:00am Saturday 15 <sup>th</sup> November 18:00pm - 23:59pm Sunday 16 <sup>th</sup> November 00:00am - 04:00am Sunday 16 <sup>th</sup> November 18:00pm - 23:59pm Monday 17 <sup>th</sup> November 00:00am - 04:00am
<b>Type of TEN</b>	Standard TEN <b>Yes</b> No Late TEN Yes <b>No</b>
<b>Which of the four licensing objectives does the objection relate to</b>	<b>Yes Or No</b> <b>Details of Objection. Continue on separate paper if necessary</b>
<b>To Prevent Crime and Disorder</b>	NO
<b>Public Safety</b>	NO
<b>To Prevent Public Nuisance</b>	YES Due to a number of residential properties in close proximity to the premises/TEN's location continuing until 04:30am for 3 consecutive days, will likely result in public nuisance by the emitting of intrusive noise from regulated entertainment
<b>To Protect Children from Harm</b>	NO

<b>Date this objection was given to</b>	
<b>Licensing Authority</b>	East Devon District Council
<b>The premises user/TEN Applicant</b>	Mr Ibrahima Cisse (TEWA11932)
<b>Signed</b>	Date 10 <sup>th</sup> October 2025



## APPENDIX D: Environmental Health Service Correspondence with premises user

**From:** Gemma Bailey [REDACTED]  
**Sent:** 10 October 2025 12:30  
**To:** [REDACTED]  
**Cc:** Licensing EDDC <licensing@eastdevon.gov.uk>  
**Subject:** 25/04455/TENEVE - TENS Application, Winter Afro-Latin Festival Dance -OBJECTION  
**Importance:** High

Good afternoon, Mr Cisse,

I am writing to you about your Temporary Events Application for your Winter Afro-Latin Festival Dance at the Imperial Hotel, Exmouth. I have been sent your application, as part of the consultation process with the Environmental Health Team.

I have objected to the application on the basis that I am not satisfied that the timings proposed are suitable for this premises, with 4am finishing on Saturday, Sunday and Monday morning. The hotel is in a residential area of Exmouth, with the nearest noise sensitive receptor (residential property) just 35 metres away from the main hotel building. You, as the applicant have not provided a noise management plan for this three-day event, so I am objecting on the grounds that this event will likely result in public nuisance, by the emitting of intrusive noise from regulated entertainment.

You have a few options available to you.

1. With your agreement, you may wish to withdraw your application.
2. With your agreement, you may wish to withdraw your application and resubmit with amendments to include:
  - a. Amended finishing time for the event, to a more suitable time for the venue and its location. The venue currently has a licence to play recorded music to 2am, but you could request that there is extended alcohol sales to 01:30am.
  - b. Provide a suitable Noise Management Plan for the three-day event.
3. You may wish to not withdraw or amend your application and take the opportunity to go before the Licensing sub-committee for a hearing.

If you would like to call me today, to discuss this matter I am happy to speak with you and explain the process if necessary. If you do decide to go ahead with no amendments to your TENS application, I will follow up this email with my objection notice.

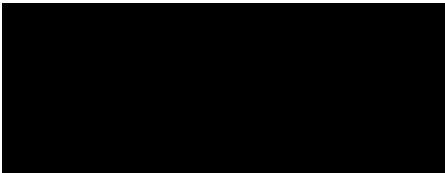
Kindest Regards

**Gemma Bailey**

Environmental Protection - Technical Officer

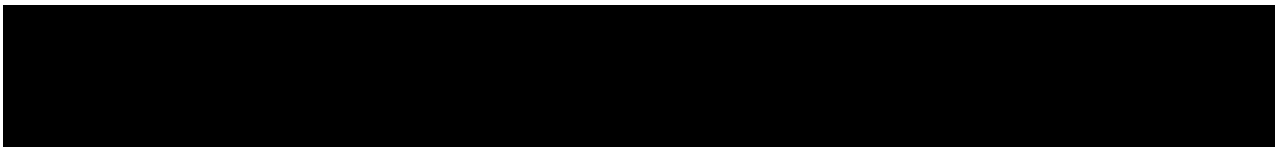
**Environmental Health**

**East Devon District Council**



**My usual working hours are Monday-Friday 9am-5pm although I may work flexible hours from time to time.**

Please note that I do not work on weekends or bank holidays.



[www.eastdevon.gov.uk](http://www.eastdevon.gov.uk)

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