

OUR REF PG30/PU/054004/003343
YOUR REF

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Special Delivery
New Forest District Council
Appletree Court
LYNDHURST
SO43 7PA
For the attention of the Licensing Section

Handwritten initials: "6/1" and "HJ"

DIRECT TEL 0117 917 7734 DATE 1 July 2005
DIRECT FAX 0117 917 7525 EMAIL puren@TLTsolicitors.com

Dear Sirs

Licensing Act 2003: Application for Conversion/Variation
Filly Inn Lymington Road Brockenhurst SO42 7UF
Mr David Andrew Brown

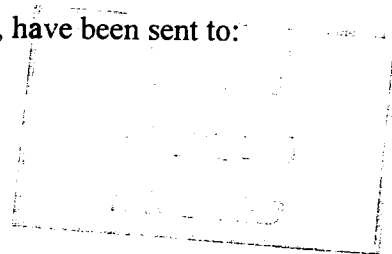
We act on behalf of the Applicants for personal and premises licences in relation to the above outlet.

We enclose:

- Personal Licence Application Form, Disclosure and Declaration Form, together with related documentation; and
- Premises Licence Application Form with related documentation; and
- the appropriate fees.

We confirm that copies of the Applications, and their enclosures, have been sent to:

Police
Fire Officer
Environmental Health Office
Trading Standards
Health & Safety
Planning Authority
Child Protection Agency



A copy of the newspaper in which the advertisement appears, and confirmation of display of advertisement on site, will follow separately.

A list of members (all of whom are solicitors or registered foreign lawyers) is available for inspection at this address.



Offices in London and Bristol
TLT Solicitors is the trading name of TLT LLP, a limited liability partnership registered in England & Wales number OC 308658. TLT LLP is regulated by the Law Society.

We confirm, in respect of the Premises Licence Application and the plan submitted with it, the following conditions should apply:

1. Where the term beer garden/external seating/outside area is used on the plan, that area is an area which will only be used for the consumption of alcohol. Unless otherwise stated, there will be no licensable activities in such an area.
2. All licensable activities, as requested in the Application Form, unless otherwise stated, are proposed to be permitted in all parts of the building open to the public.

Kindly acknowledge receipt confirming the date of receipt. Should you wish to discuss the enclosed Applications then please contact the writer.

We look forward to hearing from you.

Yours faithfully



TLT Solicitors

Enclosures

Personal (per applicant)		Premises	
1. Application Form	/	1. Application Form	/
2. Disclosure & Declaration Form	/	2. Certified copy Justices Licence	/
3. Two photographs (one endorsed)	/	3. Consent from DPS	/
4. Certified copy Justices Licence	/	4. Consent to Punch Application	/
5. Fees	/	5. Certified copy other permission/ licences	/
		6. Conversion and variation fees	/
		7. Plan	/

05/06/15 1/2

(Part A) Application for an existing licence to be converted to a premises licence under the Licensing Act 2003 and (Part B) application to vary the premises licence simultaneously

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

We Punch Taverns Plc apply to convert an existing licence to a premises licence under Schedule 8 to the Licensing Act 2003 for the premises described in Part A1 below

Part A1 - Premises Details

Postal address of premises if any or, if none, ordnance survey map reference or description	
Filly Inn Lymington Road	
Post town Brockenhurst	Post code SO42 7UF

Telephone number of premises (if any)

01590 623449

Non-domestic rateable value of premises

£ 22,250.00

Part A2 - Applicant Details

Please state the capacity in which you are applying to convert your existing licence

Please tick ✓

- | | |
|---------------------------------------------------|-----------------------------------------------------------------|
| a) An individual or individuals | <input type="checkbox"/> please complete section (A) |
| b) a person other than an individual | <input checked="" type="checkbox"/> please complete section (B) |
| i. as a limited company | <input type="checkbox"/> please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> please complete section (B) |
| c) a recognised club | <input type="checkbox"/> please complete section (B) |
| d) a charity | <input type="checkbox"/> please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> please complete section (B) |
| f) a health service body | <input type="checkbox"/> please complete section (B) |

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital
- k) the chief officer of police of a police force in England and Wales

- please complete section (B)
- please complete section (B)

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

Please tick

I am 18 years old or over

Yes

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

SECOND INDIVIDUAL APPLICANT IF APPLICABLE

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

Please tick

I am 18 years old or over

Yes

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(B) OTHER APPLICANTS

se provide name and registered address of applicant in full. Where appropriate please give any registered number. In case of a partnership or other joint nature (other than a body corporate), please give the name and address of each party concerned.

Name	Punch Taverns Plc
Address	Jubilee House Second Avenue Burton Upon Trent Staffordshire DE14 2WF
Registered number (where applicable)	03752645
Description of applicant (for example, partnership, company, unincorporated association etc.)	Company
Telephone number (if any)	01283 501 600
E-mail address (Optional)	n/a

Part A3 Operating Schedule

5,000 or more people attend the premises at any one time, please state the number

n/a

General description of premises (please read guidance note 1)

A large brick built, detached, one bar public house with 5 letting rooms. There is a "traditional pub food offer" and seating for 90 covers. There is a large garden to the rear of the property and car parking for approximately 50 cars.

Please tick ✓ Yes

What existing licensable activities are authorised by your existing licence(s)?

Provision of regulated entertainment

- a) plays
- b) films
- c) indoor sporting events
- d) boxing or wrestling entertainment
- e) live music
- f) recorded music
- g) performances of dance
- h) anything of a similar description to that falling within (e), (f) or (g)

Provision of entertainment facilities for:

- i) making music
- j) dancing
- k) entertainment of a similar description to that falling within (i) or (j)

Provision of late night refreshment

Sale by retail of alcohol

- a) for consumption on the premises
- b) for consumption off the premises

Please state who you wish to be specified to be the premises supervisor under the new licence

Name David Andrew Brown

Address The Filly, Lyington Road, Brockenhurst, Hampshire SO42 7UF

Personal Licence number, if known

State any limitations on the hours during which you are permitted by your licence(s) or any additional authorities to conduct licensable activities, including the sale of alcohol.

11:00 to 23:00 Monday to Saturday (inc)
12:00 to 22:30 Sunday

save

11:00 to 00:00 New Years Eve (31.12)
00:00 to 23:00 New Years Day (01.01)
12:00 to 15:00 and
19:00 to 22:30 Christmas Day (25.12)

Describe the conditions subject to which your existing licence(s) has/have been granted (please read guidance note 2):

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

20 minutes "drinking up" time
All embedded permissions and restrictions attaching to a Justices On Licence.

b) The prevention of crime and disorder

See a above

c) Public safety

See a above

d) The prevention of public nuisance

See a above

e) The protection of children from harm

See a above

- I have made or enclosed payment of the fee
- I have enclosed my existing licence(s) or a certified copy of each licence
- I have enclosed a plan of the premises
- I have sent copies of this application to the Chief Officer of Police (please read guidance note 3)
- I have enclosed the consent form completed by the proposed premises supervisor, if relevant
- I have enclosed the consent of the justices' licence holder to my application, if relevant
- 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 A5 - Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent. (please read guidance note 5). **If signing on behalf of the applicant please state in what capacity.**

Signature

Handwritten signature: A. Carter

Date

Handwritten date: 27/6/05

Capacity Solicitors to applicant

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 6). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date

Capacity

Contact name (Where not previously given) and address for correspondence associated with this application (Please read guidance note 7)

TLT Solicitors
One Redcliff Street

(Ref: 30PG3/054004/A Carter/113692)

Post town BRISTOL	Post code BS1 6TP
Telephone number 0117 917 7777	
E-mail address (optional) acarter@TLTsolicitors.com	

IF YOU WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S) UNDER SECTION 34 OR 37 OF THE LICENSING ACT 2003, NOW COMPLETE PART B OF THIS FORM

IF YOU DO NOT WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S), YOU SHOULD LEAVE PART B BLANK

PART B - Application to vary a premises licence under the Licensing Act 2003

We Punch Taverns Plc being the proposed premises licence holder of an existing licence to be converted under the terms of Schedule 8 to the Licensing Act 2003 apply to vary it under section 34/section 37 of the Licensing Act 2003 (delete as applicable) for the premises described in Part A above.

Part B1 - Variation

Do you want the proposed variation to have effect from the second appointed day? Please tick

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

Day		Month		Year	

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend n/a

Please describe briefly the nature of the proposed variation. (please read guidance note 8)

- An additional hour every Sunday to Wednesday (inc).
- An additional two hours into the morning following every Thursday, Friday and Saturday.
- A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend.
- A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend.
- A further additional hour every Christmas Eve.
- A further additional hour every Boxing Day.
- To reflect existing New Year's Eve/Day hours.
- Drinking up time: an additional 10 minutes, to allow 30 minutes drinking up time, after the last permitted sale of alcohol.

All of the above to be for the sale of alcohol, recorded music and live music limited to two entertainers.

Part B2 - Operating Schedule

Please complete those parts of the operating schedule which would be subject to change if this application to vary was successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them?

(Please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick

Yes

- | | |
|---------------------------------------------------------------------------------------------------------------|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e),(f) or (g)
(if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of entertainment facilities

- | | |
|----------------------------------------------------------------------------------------------------------------|--------------------------|
| i) making music (if ticking yes, fill in box I) | <input type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input type="checkbox"/> |
| k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K) | <input type="checkbox"/> |

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

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

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 10)	Both	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both - please tick [√] (please read guidance note 9)	Indoors	
				Outdoors	
Both					
Day	Start	Finish	Please give further details here (please read guidance note 10)		
Mon					
Tue					
Wed					
			State any seasonal variations for the exhibition of films (please read guidance note 11)		
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details here</u> (please read guidance note 10)	
Day	Start	Finish		
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 11)	
Tue				
Wed				
Thur				<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 12)
Fri				
Sat				
Sun				

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 10) Amplified/unamplified live music limited to two entertainers.		
Mon	11:00	00:00			
Tue	11:00	00:00			
Wed	11:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 11)		
Thur	11:00				
Fri		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 12)		
	11:00				
Sat		01:00			
	11:00				
Sun		01:00			
	12:00	23:30			
			<ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 		

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both - please tick [√] (please read guidance note 9)	
			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 10)	
Mon	11:00	00:00	To match sale of liquor at section M below. Amplified recorded music ancillary to sale of alcohol (section M) below.	
Tue	11:00	00:00		
Wed	11:00	00:00	State any seasonal variations for playing recorded music (please read guidance note 11)	
Thur	11:00		<p>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 12)</p> <ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 	
Fri		01:00		
	11:00			
Sat		01:00		
	11:00			
Sun		01:00		
	12:00	23:30		

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)		Indoors	
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 10)			
Mon						
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 11)			
Thur						
Fri						
Sat			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)			
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing			
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)		Indoor	
					Outdoor	
					Both	
Mon			Please give further details here (please read guidance note 10)			
Tue						
Wed			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)			
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 12)			
Sat						
Sun						

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing	
Day			Will the facilities for making music take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)	
			Indoor	Outdoor
Start	Finish	Please give further details here (please read guidance note 10)		
Mon				
Tue				
Wed			State any seasonal variations for the provision of facilities for making music (please read guidance note 11)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)	
Sat				
Sun				

J

Provision of facilities for dancing Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both - please tick [✓] (please read guidance note 9)	
			Indoors	
Day	Start	Finish	Outdoors	
			Both	
Mon			<u>Please give further details here</u> (please read guidance note 10)	
Tue				
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 11)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 12)	
Sat				
Sun				

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both please tick [✓] (please read guidance note 9)	Indoor	
				Outdoor	
Mon			Please give further details here (please read guidance note 10)	Both	
Tue					
Wed			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 11)		
Thur			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 12)		
Fri					
Sat					
Sun					

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick [✓] (please read guidance note 9)		Indoors	
					Outdoors	
Day	Start	Finish	Both			
Mon			<u>Please give further details here</u> (please read guidance note 10)			
Tue						
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 11)			
Thur						
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times, to those listed in the column on the left, please list</u> (please read guidance note 12)			
Sat						
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the sale of alcohol be for consumption please tick [✓] (please read guidance note 13)	On the premises	
				Off the premises	
Day	Start	Finish		Both	✓
Mon	11:00	00:00	State any seasonal variations for the supply of alcohol (please read guidance note 11)		
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri		01:00	<ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • A further additional hour every Christmas Eve. • A further additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours. 		
	11:00				
Sat		01:00			
	11:00				
Sun		01:00			
	12:00	23:30			

IN ALL CASES PLEASE COMPLETE BOXES N, O, P and Q below

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 14)

One cigarette machine.

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variation (please read guidance note 11)
Day	Start	Finish	
Mon	08:00		<p>Non standard timings. Where you intend to use 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 12)</p> <ul style="list-style-type: none"> • A further additional hour into the morning following every Friday, Saturday, Sunday and Monday for each May Bank Holiday, Spring/Whitsun Bank Holiday and every August Bank Holiday weekend. • A further additional hour into the morning following every Thursday, Friday, Saturday, Sunday and Monday for the Easter Bank Holiday weekend. • An additional hour every Christmas Eve. • An additional hour every Boxing Day. • To reflect existing New Year's Eve/Day hours.
Tue		00:30	
	08:00		
Wed		00:30	
	08:00		
Thur		00:30	
	08:00		
Fri		01:30	
	08:00		
Sat		01:30	
	08:00		
Sun		01:30	
	08:00	00:00	

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking

None

Q Please describe any proposed additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General - all four licensing objectives (b,c,d,e) (please read guidance note 15)

Following an assessment of the premises and its surrounding area the following is proposed:
30 minute "drinking up" time will allow appropriate dispersal, use of lavatories etc. In order to further the licensing objectives the licensee reserves the right to move the fire appliances, AWP machines, cigarette machines and or any other similar objects temporarily in a fixed location which may impact on the ability of individuals on the premises to use exits or escape routes without impediment.

b) The prevention of crime and disorder

Illumination is provided to the exterior areas of the pub, accessible to the public. All interior trading areas are visible to staff from behind the bar servery. A rota system in place for checking the toilets / toilets checked regularly. The licensees/staff monitor customer behaviour especially during busy periods. There always a minimum of two staff on duty at any one time. Toilets access is clearly visible from the bar. Drivers 'shelf' with selection of soft drinks .There is a CCTV system overlooking the bar servery.

c) Public safety

The pub is equipped with emergency lighting, illuminated exit signs and a fire detection system throughout the entire building. All fire fighting equipment is serviced annually and there is a contract in place with Southern fire protection. A fire alarm test is carried out weekly. All portable electrical appliances are tested annually. A pest control contract is in place. The pub has a first aider and first aid facilities. Accident / incident book on site for staff and public.

d) The prevention of public nuisance

When required, staff organise taxis to transport customers home and customers are seen off the premises and encouraged to disperse at closing. Being a detached property there are no adjoining neighbours and residential accommodation in the immediate area is minimal. The fact that this public house is a detached property assists in minimising noise transfer to neighbours. ~~We are gradually phasing out of standard glasses and replacing with toughened glasses. The Pub has a lobbied entrance which reduces noise emission.~~ The pub does not have any aggressive drinks promotions (i.e. 2-4-1's, heavy discounting/happy hours). There are no fast food outlets in the vicinity, therefore limited loitering around the pub.

e) The protection of children from harm

Pub has children's menu and suitable soft drinks to promote family atmosphere. No unaccompanied children allowed in the premises. There are no AWP machines. No striptease, no nudity and no restricted film exhibition.

PART B3 - Premises Supervisor

Full name of proposed designated premises supervisor

David Andrew Brown

Address of proposed designated premises supervisor

The Filly, Lymington Road, Brockenhurst, Hampshire SO42 7UF.

Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable

Please tick Yes

- I enclose the consent form completed by the proposed premises supervisor
- I will give a copy of Part B3 of this application to the chief office of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)
- I understand that I must now advertise my application to vary (section 37 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

Part B5 - Signatures (please read guidance note 16)

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 17) If signing on behalf of the applicant please state in what capacity.

Signature *TLT*
 Date *27/6/05*
 Capacity Solicitors to applicant

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 18) If signing on behalf of the applicant please state in what capacity.

Signature
 Date
 Capacity

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)	
TLT Solicitors One Redcliff Street (Ref: 30PG3/054004/A Carter/113692)	
Post town BRISTOL	Post code BS1 6TP

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, it's general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you provide a place for consumption of these off-supplies you must include a description of where the place is and it's proximity to the premises.
2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
4. The application form must be signed.

5. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
Where there is more than one applicant, both applicants or their respective agents must sign the application form.
7. This is the address we shall use to correspond with you about this application.

PART B

This application cannot be used to vary the licence to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act

8. Please give timings in 24 hour clock and only give details for days of the week when you intend the premises to be used for the activity.
9. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
10. Please state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
11. For example (but not exclusively), where the activity will occur on additional days during the summer.
12. For example (but not exclusively), where you wish the activity to go on longer on a particular day i.e Christmas Eve.
13. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
14. Please give information about anything to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gambling machines.
15. Please list here steps you will take to promote all four licensing objectives together.
16. The application form must be signed.
17. A applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
18. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
19. This is the address which we shall use to correspond with you about this application.

Form of Consent given by the person whom the applicant wishes to be the premises supervisor

I(1)..... DAVID Andrew Beam

hereby consent to being named as the premises supervisor in a new licence granted under paragraph 4 of schedule 8 to the Licensing Act 2003 To **Punch Taverns Plc** in respect of the application to convert an existing Justices Licence where the holder of the licence has consented to the application being made by the applicant.

For (2)..... The fully Bladenhurst
SO4274F

If that application is successful

Signed..... D. Andrew Beam
Dated..... 7/4/05

Notes to Assist Completion

Please use Capital letters and black ink

1. Insert first names and surname of prospective premises supervisor.
2. Insert full name and address of existing licensed premises.

Form of Consent given by the person who holds the existing licence

I/we (1)..... DAVID Andrew BROWN

Being the holder of an existing Licence

(2)..... JUSTICES on licence

(3)..... 6 June 2005

(4)..... Southampton - NEW FOREST

Hereby consent to the application by Punch Taverns Plc Under paragraph 2 of schedule 8 to the Licensing Act 2003 for the grant of a new licence under paragraph 4 of that schedule to succeed the said existing licence(s) held by me/us in respect of

(5)..... THE Filly INN, BROCKENHURST, HAMPSHIRE SO42 7UF

Signed..... DA BROWN

Dated..... 16/6/05

(6) Signed.....

Dated.....

Notes to Assist Completion

Please print and use black ink

1. Insert full name(s) of existing licence holder(s).
2. Insert name/type of Licence. (eg Justices On Licence)
3. Insert the date of grant of Licence. (Will be printed on the licence itself)
4. Identify who granted the Licence. (i.e. which Magistrates / PSD)
5. Insert name and address of premises.
6. If there is more than one licence holder, all must sign

IN THE COUNTY OF HAMPSHIRE
SOUTHAMPTON/NEW FOREST LICENSING COMMITTEE

Date of Session : 6th June 2005

Permit/Licence No : 111

Liquor Type : ALL INTOXICATING LIQUOR

Licence Holders :
David Andrew Brown

Name & Address of Premises :
FILLY INN
Lymington Road
Setley
Brockenhurst
Hampshire S042 7UF

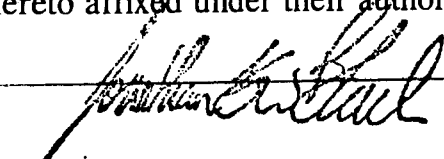
Owner : Mr Andrew James Roberts
Owner : Mrs N Webb

JUSTICES' ON LICENCE

THE LICENSING JUSTICES hereby grant by way of TRANSFER to the above applicant this JUSTICES' ON LICENCE authorising the applicant to sell by retail at the above premises, in substitution of the previous licence holder, the type of intoxicating liquor stated for consumption either on or off the premises.

This Licence is granted subject to the conditions and undertakings (if any) endorsed below and shall have effect from the date hereof until the 4th April, 2007

Given under the official stamp of the Licensing Justices which is hereto affixed under their authority by me.


Clerk to the Licensing Justices'



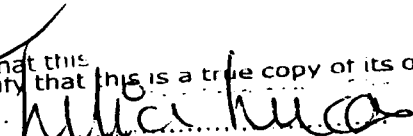
SOUTHAMPTON

Certified a true and complete
copy of the original

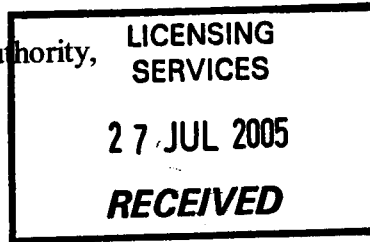
19 JUL 2005

NFDC Licensing Services

I certify that this
I certify that this is a true copy of its original


Julia Lucas
TLT Julia Lucas (Solicitor)
TLT TLT LLP
One Redcliff Street
Bristol BS1 6TP

New Forest District Licensing Authority,
Main Office,
Appletree Court
Lyndhurst,
Hants.SO43 7PA.



Moor Cottage,
Setley,
Brockenhurst,
Hants. SO42 7UG.

27.07.05

Dear Sir,

Representation Re: Punch Taverns Plc in respect of Filly Inn Public House,
Application for a variation to the Premises Licence.

The location of the Filly Inn is referred to as "in an important rural area" in the planning permission {ref. 61452} granted in October 1997 and is within the boundary of the New Forest National Park.

Apart from traffic noise from the A337, it is part of a quiet residential hamlet of eight houses. There is a very limited bus service which means that the vast majority of the pub's customers visit in private cars.

Since the granting of planning permission in 1997, neighbours have needed to call repeatedly on the planners to enforce the planning conditions.

This fact leads us to be very apprehensive about any changes to the existing licences. In recent months there have been problems relating to noise in the form of shouting and swearing late at night, a bonfire site used several times a week for the burning of rubbish {presumably to reduce the cost of removing waste} and powerful car park lights shining outside the car park area indicated on the site plan.

Extending the hours will mean the noise of customers leaving the pub with the accompanying disturbance of goodbyes and car door slamming being even later and possibly into the early hours.

The allowing of the outdoor servery has generated more disturbance than was probably expected by the planners when they granted the permission retrospectively, including on several occasions the playing of extremely loud music by the person using the barbecue.

The Guy Fawkes Evening in November 2004, resulted in cars spilling out of the grounds and being parked on the verges in the adjoining narrow lane. There is concern that this could become a regular occurrence if extended hours lead to more special events here.

The site plan submitted by Punch Taverns with this application does not reflect the true situation. The servery for outdoor cooking is not shown and the position of the car park implies parking is restricted to the area outlined, whereas in practice parking occurs all over the land marked open ground right up to the boundary of the site.

With regard to the Entertainments Licence, it needs to ensure it complies with condition 6 of Planning Permission 1997 ref. 61452.

Until 1997, when it was sold, The Filly Inn was a well-run, tidy pub whose landlord owner appreciated the fact that there are close neighbours. However, subsequent

landlords have shown scant consideration for the residents. Complaints have had to be made to the council about raw sewage in the car park, flouting of numerous planning conditions, including intrusive lighting, outside music, incorrect planting, and disallowed fencing to the balcony. Also the outdoor servery was erected without permission, granted retrospectively later.

Dust and dirt from frequent bonfires and the car park and light spillage not contained inside the site, as there is little adequate hedging to two sides of the property, all add to nuisance value.

The fact that over the years since 1997, planning conditions have been disregarded, {the planting, which was eventually implemented after a Breach of Conditions enforcement order was issued has still not been correctly adhered to. See A.Frampton, Enforcement Officer}, gives great concern as to the consequences of an extended licensing and entertainment Licence being granted.

For the reasons stated above we therefore strongly object to the granting of any extension to the existing licensing hours.

Yours faithfully,

David E. Kouwen

David and Jeannine Kouwen

Copies of this letter have been forwarded to Ken Thornber and Mrs Maureen Holding