

Our Ref: Our Ref: SK/AR/23316

20 July 2005

NFDC Licensing Services
Appletree Court
Lyndhurst
Hampshire
SO43 7PA
FAO: Tony Heatherington

Dear Sir

Licensing Act 2003

**Application for Variation of Premises Licence - Westover Hall Hotel
Park Lane, Milford on Sea, Lymington, Hampshire SO41 0PT**

We have been instructed by Westover Hall Hotel Ltd to make an application to vary the Premises Licence in respect of the above property.

By way of background, our clients submitted an application to convert their existing licences (a Justices On Licence and Public Entertainment Licence) in respect of the hotel on 14th April 2005. The New Forest District Council subsequently informed our clients that they actually needed to vary their licence because the Public Entertainment Licence did not cover their main reception Hall. We were then instructed by Westover Hall Ltd to apply for the variation. However, because the initial conversion application had already been processed and approved, the Council informed us that our clients would have to apply to vary the Premises Licence already granted.

To date our clients have not yet received the new Premises licence. Our Miss Kenney has spoken to your Tony Heatherington about the situation and was advised that in the circumstances our clients could submit the application to vary the new Premises Licence without enclosing the Premises Licence.

Accordingly, we enclose by way of service upon you the application to vary the Premises Licence and its enclosures and a cheque for the fee.

We confirm that we today posted a copy of the above application and its enclosures to the responsible authorities and that the appropriate notice(s) will be displayed at the property. Arrangements have been made to advertise the application in a local newsletter.

If you should receive any relevant representations on this application, please contact us to discuss them.

Would you kindly address any queries and paperwork to Stephanie Kenney at the address above, rather than direct to the property.

Yours faithfully

Handwritten signature of Stephanie Kenney, consisting of the initials 'SK' followed by a stylized 'F'.

Horse Lightly Fynn

Enc.

Direct dial: 01202 551992 Ext:228
Direct Email: skenney@hlf.uk.com

* Agreed conditions

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure 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.

I/We WESTOVER HALL HOTEL LTD

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number UNKNOWN AT THIS TIME No. 1
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description WESTOVER HALL HOTEL PARK LANE MILFORD-ON-SEA			
Post town	LYMINGTON	Post code	SO41 OPT

Telephone number at premises (if any)	01590 643 044
Non-domestic rateable value of premises	£24350

Part 2 – Applicant details

Daytime contact telephone number	01590 643 044		
E-mail address (optional)	westoverhall@hotmail.com		
Current postal address if different from premises address			
Post Town		Postcode	

Part 3 - Variation

Please tick yes

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

If not do you want the variation to take effect from

Day Month Year

--	--	--	--	--	--	--	--

Please describe briefly the nature of the proposed variation (Please see guidance note 1)
TO VARY THE HOURS PERMITTED FOR THE SALE OF ALCOHOL TO NON-RESIDENTS EACH DAY UNTIL 00:30, TO VARY THE AREAS IN WHICH THE PROVISION OF REGULATED ENTERTAINMENT AND THE PROVISION OF ENTERTAINMENT FACILITIES CAN TAKE PLACE AND TO AMEND THE PLAN, AND TO INCLUDE FURTHER REGULATED ENTERTAINMENT IN THE FORM OF PLAYS AND TO ADD THE PROVISION OF LATE NIGHT REFRESHMENT EACH DAY TO NON-RESIDENTS UNTIL 01:00 HOURS THE DAY FOLLOWING.

TO REMOVE EMBEDDED RESTRICTIONS AND OTHER CONDITIONS IMPOSED ON THE PREMISES LICENCE ON THE GRANT OF THE SAME FOLLOWING CONVERSION, SAVE TO THE EXTENT THAT THEY ARE DEMONSTRATED AS BEING BOTH RELEVANT AND NECESSARY TO THE LICENSING OBJECTIVES.

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

NA

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick yes

- | | |
|--|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input checked="" 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 checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H) | <input checked="" type="checkbox"/> |

Provision of entertainment facilities:

- | | |
|--|-------------------------------------|
| i) making music (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| j) dancing (if ticking yes, fill in box J) | <input checked="" 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)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day				Outdoors	<input type="checkbox"/>
Start	Finish	Both		<input type="checkbox"/>	
Mon	00:00	00:30		Please give further details here (please read guidance note 3) THE PREMISES ON OCCASIONS MAY HIRE ACTORS TO PERFORM IN A MURDER MYSTERY AND OTHER THEMED EVENINGS.	
	10:00	24:00			
Tue	00:00	00:30			
	10:00	24:00			
Wed	00:00	00:30	State any seasonal variations for performing plays (please read guidance note 4) NONE.		
	10:00	24:00			
Thur	00:00	00:30			
	10:00	24:00			
Fri	00:00	00:30	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 5) NONE.		
	10:00	24:00			
Sat	00:00	00:30			
	10:00	24:00			
Sun	00:00	00:30			
	10:00	24:00			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
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 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
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 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<u>Please give further details here</u> (please read guidance note 3)	
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	00:00	00:30	<p>Please give further details here (please read guidance note 3) LIVE MUSIC WILL BE USED TO PROVIDE ENTERTAINMENT IN PARTICULAR FOR FUNCTIONS SUCH AS WEDDINGS AND OTHER ORGANISED EVENTS AND PARTIES AND MAY BE AMPLIFIED. LIVE MUSIC MAY BE USED IN ALL PUBLIC PARTS OF THE HOTEL.</p> <p>ON RARE OCCASIONS A BAGPIPER, OR SINGLE MUSICIAN (E.G HARPISIT OR ACOUSTIC GUITARIST) MIGHT PLAY OUTSIDE DURING A WEDDING RECEPTION. OTHERWISE, THERE WILL BE NO OTHER MUSIC PLAYED OUTSIDE (SEE PROPOSED CONDITIONS).</p> <p>State any seasonal variations for the performance of live music (please read guidance note 4) NONE.</p> <p>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.</p>	<input type="checkbox"/>	<input type="checkbox"/>
	10:00	24:00			
Tue	00:00	00:30		<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	10:00	24:00			
Wed	00:00	00:30		<input type="checkbox"/>	<input type="checkbox"/>
	10:00	24:00			
Thur	00:00	00:30		<input type="checkbox"/>	<input type="checkbox"/>
	10:00	24:00			
Fri	00:00	00:30		<input type="checkbox"/>	<input type="checkbox"/>
	10:00	24:00			
Sat	00:00	00:30	<input type="checkbox"/>	<input type="checkbox"/>	
	10:00	24:00			
Sun	00:00	00:30	<input type="checkbox"/>	<input type="checkbox"/>	
	10:00	24:00			

Handwritten notes:
 10:00 - 00:30

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon	00:00	00:30	Please give further details here (please read guidance note 3) BACKGROUND MUSIC MAY BE PLAYED AT ALL TIMES AS AN EXEMPTION. RECORDED MUSIC WILL BE USED TO PROVIDE MUSICAL ENTERTAINMENT IN PARTICULAR FOR FUNCTIONS SUCH AS WEDDINGS AND OTHER ORGANISED EVENTS AND PARTIES AND MAY BE AMPLIFIED. RECORDED MUSIC MAY BE USED IN ALL PUBLIC PARTS OF THE HOTEL.	Both	<input type="checkbox"/>	
	10:00	24:00				
Tue	00:00	00:30				
	10:00	24:00				
Wed	00:00	00:30		State any seasonal variations for the playing of recorded music (please read guidance note 4) NONE		
	10:00	24:00				
Thur	00:00	00:30				
	10:00	24:00				
Fri	00:00	00:30		Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.		
	10:00	24:00				
Sat	00:00	00:30				
	10:00	24:00				
Sun	00:00	00:30				
	10:00	24:00				

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>		
Day	Start	Finish		Outdoors	<input type="checkbox"/>		
Mon	00:00	00:30	Please give further details here (please read guidance note 3) PERFORMANCES OF DANCE WILL TAKE PLACE ONLY ON AN OCCASIONAL BASIS, IN CONJUNCTION WITH ORGANISED FUNCTIONS OR AT THE SAME TIME LIVE MUSIC IS BEING PROVIDED.	Both	<input type="checkbox"/>		
	10:00	24:00					
Tue	00:00	00:30					
	10:00	24:00					
Wed	00:00	00:30		State any seasonal variations for the performance of dance (please read guidance note 4) NONE.			
	10:00	24:00					
Thur	00:00	00:30					
	10:00	24:00					
Fri	00:00	00:30			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.		
	10:00	24:00					
Sat	00:00	00:30					
	10:00	24:00					
Sun	00:00	00:30					
	10:00	24:00					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u> DJ'S AND OTHER EVENTS SUCH AS COMEDY NIGHTS AND THEMED EVENINGS.</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input checked="" type="checkbox"/>
Mon	00:00	00:30		Outdoors	<input type="checkbox"/>
	10:00	24:00		Both	<input type="checkbox"/>
Tue	00:00	00:30	<p><u>Please give further details here</u> (please read guidance note 3) DURING WEDDING RECEPTIONS THERE MAY ALSO BE CLOWNS, MAGICIANS OR OTHER ENTERTAINMENT GEARED TOWARDS CHILDREN.</p>		
	10:00	24:00			
Wed	00:00	00:30	<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4) NONE</p>		
	10:00	24:00			
Thur	00:00	00:30	<p><u>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</u> (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.</p>		
	10:00	24:00			
Fri	00:00	00:30			
	10:00	24:00			
Sat	00:00	00:30			
	10:00	24:00			
Sun	00:00	00:30			
	10:00	24:00			

Alan

12/11/2011

1

Provision of facilities for making music Standard days and timings (please read guidance note 6)			<u>Please give a description of the facilities for making music you will be providing</u> THE PREMISES HAVE A SOUND SYSTEM, PIANO AND SMALL WURLITZER ORGAN AND DEPENDING UPON THE EVENT, THERE WILL BE OTHER FACILITIES FOR MAKING MUSIC SUCH AS BUT NOT LIMITED TO DJ EQUIPMENT, KARAOKE MACHINE, JUKEBOX OR MUSICAL INSTRUMENTS BROUGHT BY MUSICANS HIRED TO PLAY AT THE HOTEL.		
			<u>Will the facilities for making music be indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors
			Outdoors	<input type="checkbox"/>	
			Both	<input type="checkbox"/>	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) NONE. <u>State any seasonal variations for the provision of facilities for making music</u> (please read guidance note 4) NONE. <u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.		
Mon	00:00	00:30			
	10:00	24:00			
Tue	00:00	00:30			
	10:00	24:00			
Wed	00:00	00:30			
	10:00	24:00			
Thur	00:00	00:30			
	10:00	24:00			
Fri	00:00	00:30			
	10:00	24:00			
Sat	00:00	00:30			
	10:00	24:00			
Sun	00:00	00:30			
	10:00	24:00			

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10:00 - 24:00

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input checked="" type="checkbox"/>		
				Outdoors <input type="checkbox"/>		
				Both <input type="checkbox"/>		
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing MUSIC WILL BE PLAYED FROM TIME TO TIME THAT WILL FACILITATE DANCING IN ALL PUBLIC PARTS OF THE PREMISES AND IN PARTICULAR BUT NOT LIMITED TO THE RECEPTION HALL, LOUNGE AND NUFFIELD SUITE.			
Mon	00:00	00:30	Please give further details here (please read guidance note 3) THE MUSIC MAY BE LIVE OR RECORDED AND MAY BE AMPLIFIED.			
	10:00	24:00				
Tue	00:00	00:30				
	10:00	24:00				
Wed	00:00	00:30			State any seasonal variations for providing dancing facilities (please read guidance note 4) NONE.	
	10:00	24:00				
Thur	00:00	00:30				
	10:00	24:00				
Fri	00:00	00:30	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5) FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.			
	10:00	24:00				
Sat	00:00	00:30				
	10:00	24:00				
Sun	00:00	00:30				
	10:00	24:00				

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 00:30

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 6)			<u>Please give a description of the type of entertainment facility you will be providing</u>		
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4)		
Fri					
Sat			<u>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</u> (please read guidance note 5)		
Sun					

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) HOT FOOD AND DRINK MAY BE PROVIDED TO RESIDENTS AND THEIR BONAFIDE GUESTS AT ALL TIMES AS AN EXEMPTION AND TO NON-RESIDENTS UNTIL 01:00. State any seasonal variations for the provision of late night refreshment (please read guidance note 4) NONE. Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) FROM 23:00 31 DECEMBER UNTIL 01:00 ON 2 JANUARY EACH YEAR FOR NON-RESIDENTS.		
Mon	00:00	01:00			
	23:00	24:00			
Tue	00:00	01:00			
	23:00	24:00			
Wed	00:00	01:00			
	23:00	24:00			
Thur	00:00	01:00			
	23:00	24:00			
Fri	00:00	01:00			
	23:00	24:00			
Sat	00:00	01:00			
	23:00	24:00			
Sun	00:00	01:00			
	23:00	24:00			

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 20/12/2023

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<p>State any seasonal variations for the supply of alcohol (please read guidance note 4) NONE.</p> <p>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 5) IN RESPECT OF NON-RESIDENTS FROM 10:00 31 DECEMBER UNTIL 00:30 ON 2 JANUARY EACH YEAR.</p> <p>NOTE: THERE ARE NO LIMITATIONS AS TO WHEN ALCOHOL CAN BE SOLD/SUPPLIED TO HOTEL RESIDENTS AND THEIR BONAFIDE GUESTS.</p>		
Mon	00:00	00:30			
	10:00	24:00			
Tue	00:00	00:30			
	10:00	24:00			
Wed	00:00	00:30			
	10:00	24:00			
Thur	00:00	00:30			
	10:00	24:00			
Fri	00:00	00:30			
	10:00	24:00			
Sat	00:00	00:30			
	10:00	24:00			
Sun	00:00	00:30			
	10:00	24:00			

N

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

THE PREMISES OPERATE PRIMARILY AS A HOTEL AND RESTAURANT AND THEREFORE, THERE ARE NO CONCERNS THAT GIVE RISE TO CONCERN IN RESPECT TO CHILDREN SAVE FOR THE SALE AND CONSUMPTION OF ALCOHOL.

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) NONE
Day	Start	Finish	
Mon	00:00	24:00	
Tue	00:00	24:00	
Wed	00:00	24:00	
Thur	00:00	24:00	
Fri	00:00	24:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) THE PREMISES WILL ONLY BE OPEN TO NON-RESIDENTS BETWEEN 10:00 AND 01:00 THE FOLLOWING DAY IN RESPECT OF ALL LICENSABLE ACTIVITIES. <i>24:00</i> <i>10:00 - 01:00</i>
Sat	00:00	24:00	
Sun	00:00	24:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking
 A COPY OF THE PREMISES LICENCE HAS NOT BEEN ISSUED AND IT IS THEREFORE IMPOSSIBLE TO IDENTIFY SPECIFIC CONDITIONS. HOWEVER, THIS APPLICATION SEEKS TO REMOVE ALL CONDITIONS THAT CANNOT BE DEMONSTRATED AS BEING NECESSARY AND RELEVANT TO THE PROMOTION OF THE LICENSING OBJECTIVES.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence
THE PREMISES LICENCE IS NOT ENCLOSED BECAUSE IT HAS NOT BEEN SENT TO THE APPLICANT.

BY WAY OF BACKGROUND, THE APPLICANT SUBMITTED AN APPLICATION FOR A STRAIGHT CONVERSION OF HIS JUSTICES' ON LICENCE AND PEL TO A PREMISES LICENCE ON 14 APRIL 2005. THE APPLICANT WAS SUBSEQUENTLY INFORMED BY THE COUNCIL THAT HE SHOULD VARY HIS LICENCE IN ORDER TO PROVIDE DANCING IN THE RECEPTION AREA OF THE HOTEL AS THAT AREA IS NOT COVERED BY THE PEL.

THE APPLICANT INSTRUCTED SOLICITORS TO PREPARE THE VARIATION ON 19TH MAY. ON THAT DATE THE APPLICANT WAS INFORMED THAT IT WAS TOO LATE FOR HIM TO VARY HIS LICENCE AS IT HAD ALREADY BEEN PROCESSED AND APPROVED.

ACCORDINGLY THE APPLICANT IS NOW APPLYING FOR A VARIATION OF THE PREMISES LICENCE ALREADY GRANTED BUT NOT YET ISSUED.

Levin...

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

WESTOVER HALL HOTEL IS A GRADE II LISTED VICTORIAN MANSION WITH 12 BEDROOMS, A HIGHLY REGARDED RESTAURANT, LARGE RECEPTION HALL, FUNCTION ROOMS AND SMALL BAR AND IS LOCATED 200 YARDS FROM THE BEACH.

THE HOTEL CURRENTLY BENEFITS FROM A JUSTICES ON LICENCE AND PUBLIC ENTERTAINMENT LICENCE AS WELL AS A LICENCE TO CONDUCT WEDDING CEREMONIES AND HAS BEEN GRANTED A PREMISES LICENCE UNDER THE LICENSING ACT 2003 BUT THE SAME HAS NOT BEEN ISSUED.

NO GENERAL CONDITIONS ARE PROPOSED, OTHER THAN THE MANDATORY CONDITIONS IN THE LICENSING ACT, ON THE BASIS THAT THERE IS NO REASON TO BELIEVE THAT THE PROPOSED VARIATION WILL GIVE RISE TO ANY GENERAL PROBLEM.

b) The prevention of crime and disorder

THE PREMISES HAVE OPERATED WITH THE BENEFIT OF A PEL FOR SOME TIME WITHOUT INCIDENT. THE PROPOSED VARIATION WILL NOT GIVE RISE TO ANY ADDITIONAL CRIME AND DISORDER ISSUES.

NEVERTHELESS IT IS PROPOSED THAT THE FOLLOWING CONDITIONS BE ATTACHED:-

1. TO CONTINUE TO OPERATE A PROOF OF AGE SCHEME AND ONLY ACCEPT PROOF OF IDENTITY ACCEPTABLE TO THE HAMPSHIRE CONSTABULARY;
2. AT ALL TIMES THE PREMISES ARE OPEN TO NON-RESIDENTS, SUITABLE NON-ALCOHOLIC BEVERAGES ARE AVAILABLE.

c) Public safety

THAT THE NUMBER OF PERSONS PERMITTED IN CERTAIN PARTS OF THE PREMISES BE LIMITED AS FOLLOWS:-

	SEATED	DANCING
NUFFIELD SUITE/CONFERENCE ROOMS:		50
BAR LOUNGE:	30	50
RESTAURANT:		50

THE PREMISES HAVE IN PLACE HEALTH, SAFETY AND FIRE SAFETY POLICIES IN COMPLIANCE WITH OTHER REGULATIONS AND DOES NOT PROPOSE TO DUPLICATE THOSE REGULATIONS IN THIS APPLICATION .

HOWEVER, FOR INFORMATIONAL PURPOSES THE APPLICANT HAS ATTACHED, A COPY OF THE FIRE RISK ASSESSMENT CERTIFICATE FOR THE PREMISES AS WELL AS THE FIRE CERTIFICATE FROM THE HAMPSHIRE FIRE AND RESCUE AUTHORITY.

d) The prevention of public nuisance

THE PLAYING OF MUSIC OUTDOORS WILL ONLY TAKE PLACE BETWEEN THE HOURS OF 10:00 AND 19:00 AND WILL ONLY BE IN THE FORM OF A BAGPIPER OR SINGLE MUSICIAN (E.G. HARPIST OR ACOUSTIC GUITARIST).

DURING WEDDING RECEPTIONS AND OTHER PRIVATE FUNCTIONS, SIGNS WILL BE POSTED REQUESTING PATRONS TO LEAVE THE PREMISES QUIETLY SO AS NOT TO DISTURB THE NEIGHBOURS.

e) The protection of children from harm

AS THE PREMISES OPERATES PRIMARILY AS A HOTEL AND RESTAURANT AND HOLDS NUMEROUS WEDDING RECEPTIONS WHERE FAMILIES ATTEND WITH THEIR CHILDREN, NO CONDITIONS BEYOND THE STATUTORY RESTRICTIONS IN THE LICENSING ACT 2003 RELATING TO CHILDREN ARE PROPOSED IN RESPECT OF THE PREMISES.

Please tick yes

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

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	<i>Horseley Lightly Fynn</i>
Date	<i>20.07.05</i>
Capacity	<i>Solicitor for Applicant</i>

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
-----------	--

Date	
Capacity	SOLICITOR FOR THE APPLICANT

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13) HORSEY LIGHTLY FYNN SOLICITORS 3 POOLE ROAD FAO: STEPHANIE KENNEY			
Post town	BOURNEMOUTH	Post code	BH2 5QJ
Telephone number (if any)	01202 551 992 x228		
If you would prefer us to correspond with you by e-mail your e-mail address (optional) SKennedy@hlf.uk.com			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or 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 2003.

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. 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.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

* Agreed conditions

Aurita Cador

From: Verity Fletcher
Sent: 11 August 2005 12:42
To: Licensing e-mail address
Cc: Ann Chester
Subject: Consultation - **Westover Hall Hotel**

Following receipt of the e-mail detailed below, I have no objections to the application

Verity Fletcher
 Environmental Health Officer
 Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA
 Tel: 023 8028 5594
 e-mail: verity.fletcher@nfdc.gov.uk

E-mail from applicant:

Copied to you again as first e-mail failed to reach you. Hope this arrives OK.

-----Original Message-----

From: Stephanie Kenney
Sent: 10 August 2005 16:49
To: 'tony.hetherington@nfdc.gov.uk'
Cc: 'verity.fletcher@nfdc.gov.uk'; 'info@westoverhallhotel.com'; 'westoverhall@hotmail.com'
Subject: FW: Licence application

Dear Sir

I write to confirm that we have taken instruction on this matter from our client and the amendment to the Premises Licence Application, as set out below, has been agreed.
 Please proceed with the application on this basis.

Yours faithfully,

P. J Day - (HORSEY LIGHTLY FYNN) (for Stephanie Kenney in her absence)

-----Original Message-----

From: Westover Hall Hotel [mailto:westoverhall@hotmail.com]
Sent: 05 August 2005 11:19
To: Stephanie Kenney
Subject: FW: Licence application

From: "Verity Fletcher" <verity.fletcher@NFDC.gov.uk>
 To: <info@westoverhallhotel.com>
 Subject: Licence application
 Date: Fri, 5 Aug 2005 10:04:05 +0100

Dear Mr Meecham

Following our meeting yesterday afternoon (04/08/2005) regarding your recent licence application for the Westover Hall Hotel, I write to confirm the issues discussed, and the limits that were agreed.
 The following restrictions on the licence were agreed:

25

15/08/2005

- .. Outdoor live music events shall be limited to a maximum of 4 (four) events in any one calendar year, and shall involve unamplified music only, played by a single musician.
- 2. Functions involving music shall be limited to 1 (one) in any week.
- 3. The facilities for making music shall be permitted both inside and outside of the premises. Any music outside shall be unamplified, and played by a single musician.
- 4. At all times, music and noise emanating from the premises will be kept to a volume that is acceptable to the occupants of nearby noise sensitive premises.

Both condition 4 relates to noise sensitive properties. These should be defined in the licence as:

Noise sensitive premises includes premises use for residential purposes, hospitals or similar institutions, educational establishments (when in use), or places of worship (during recognised times and days of worship) or any premises used for any other purpose likely to be affected by the music noise.

To enable the above changes to be made to the application, the applicant (in this case, the Solicitor acting on your behalf) should submit either an e-mail or a letter confirming that you wish the above statements to be considered as part of your application. This should be addressed to Tony Hetherington, Licensing Officer (tony.hetherington@nfdc.gov.uk) and copied to me. Both Mr Hetherington and I are based at the offices detailed below, should you wish to make these changes by letter. Please submit this as soon as possible, and no later than Friday 12th August 2005.

I look forward to receiving your letter shortly, and in the mean time, I would be grateful if you could confirm receipt of this e-mail. If you wish to discuss any of the above, please feel free to contact me on the details below.

Verity Fletcher
 Environmental Health Officer
 Environmental Protection

New Forest District Council, Appletree Court, Lyndhurst, Hampshire, SO43 7PA
 Tel: 023 8028 5594
 e-mail: verity.fletcher@nfdc.gov.uk

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Horsey Lightly Fynn solicitors
3 Poole Road, Bournemouth, Dorset, BH2 5QJ

DX 7608 BOURNEMOUTH

Tel: +44 (0)1202 551991 Fax: +44 (0)1202 295403

E-mail: bou@hlf.uk.com
Internet: www.hlf.uk.com

For a full list of partners, associates and consultants, please contact this office.

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8 August 05

The Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
Hampshire
SO43 7PA

Sovereign House
9 Kensington Park
Milford on Sea
Lymington
SO41 0WD
01590 644263

Dear Sirs,

The Westover Hall Hotel, Milford on Sea

I refer to the new drinking and entertainment licence currently under application by The Westover Hall Hotel, Milford on Sea. I write to object to this licence under the following headings:

The Westover Hotel is a well-run establishment and this is not a personal objection to the management team. However the building is listed and has very little insulation and no double-glazing to reduce the sounds of late night entertainment evenings providing discos, and karaoke evenings.

Prevention of Crime and Disorder

We have already experienced a full fistfight between two wedding guests, outside the hotel on the roadside and have to accept the disruption caused by guests drinking too much alcohol. The hotel management team have confirmed in the past that they are unable to handle these situations when they occur.

We have also experienced a rise in crime on the beach and cliff top. This could well be due to late night parties being exposed to binge drinking opportunities at the Westover Hotel.

Public Safety

The immediate area surrounding the hotel has become subject to meeting rogue guests who have obviously drunk to excess. The area should be safe for our families to walk to and from the village or along the cliff top.

Prevention of Public Nuisance

To date the entertainment functions experienced enables close neighbours to hear every word the DJ utters between each record/CD. This will only increase with extended hours

If the new licence is approved we will experience guests leaving the establishment up to one hour later after the last drink has been served. Therefore at 2/3am we will have to accept, the slamming of car doors, loud conversations of guests leaving each other, car radios, car horns being used to say goodbye and the scream of the car wheels as they leave the car park.

It is now a regular occurrence twice a day for the Westover Hotel bottle bank to receive numerous smashed bottles. This noise is considerable and can be heard by all surrounding properties

Light Pollution

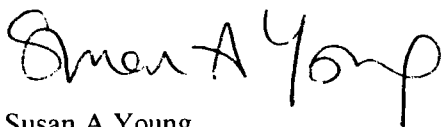
We have already had to accept the large spotlights to the front of the hotel, and would suggest that this creates a feeling of living in a town urban environment. Totally out of keeping with the village of Milford.

Conclusion

The hotel copes very well with normal lunchtime and evening dining. Wedding parties held at the hotel are very well managed, however when the function is allowed to develop into a disco, which can be two or three times a month the building is totally inadequate to cope with the noise from the music, DJ and the consequence of people exposed to large amounts of alcohol.

I look forward to hearing from you in the near future.

Yours faithfully

A handwritten signature in black ink that reads "Susan A Young". The signature is written in a cursive, flowing style.

Susan A Young

The Licensing Services
New Forset District Council
Appletree Court
Lyndhurst
Hampshire SO43 7PA

Beach Place
5 Park Lane
Milford on Sea
Hants SO41 OPT

12th August 2005

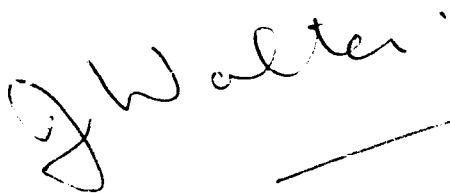
Dear Sir/Madam,

Re: Westover Hall Hotel

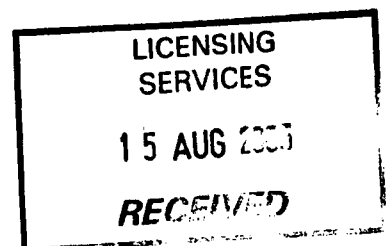
I consider the current drinking and entertainment licence at the above Hotel adequate.

This is a quiet residential area which we do not want to change as it undoubtedly would if this application is successful.

Yours truly,



J. Walter (Mrs)



DAVID F YOUNG, MBE, FCA

**12 KENSINGTON PARK
MILFORD ON SEA
LYMINGTON
HANTS SO41 0WD
01590644074**

13 August 2005

The Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
Hants SO43 7PA

Dear Sir **re License Application The Westover Hall, Milford on Sea.**

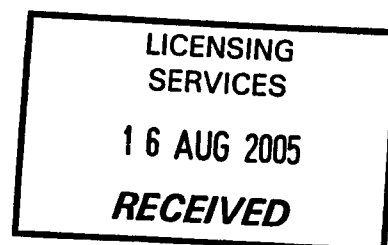
I wish to make comments and objection to the license application for extended Music and the sale of alcohol at The Westover Hotel, Park Lane, Milford on Sea sighting the following reasons:

1. The room in which the discos are held is within 120 meters of my bedroom window and one can even hear the disc jockey announcing the dances.
2. The hotel, being a listed building does not have double-glazing which would reduce the noise.
3. After the event there is considerable disturbance from raised voices shouting goodbyes, loud laughter and the subsequent door slamming, engine noise and car radios again all within a few meters of the houses.

Whilst not wishing to restrict the business at Westover Hotel I would suggest a reasonable time for the ceasing of the sale of alcohol and the playing of music to 2345, which would give ample time for peace to settle by 0030.

I trust these points will be given due consideration by the Licensing Authority and suitable restriction made to keep the neighbourhood tranquil.

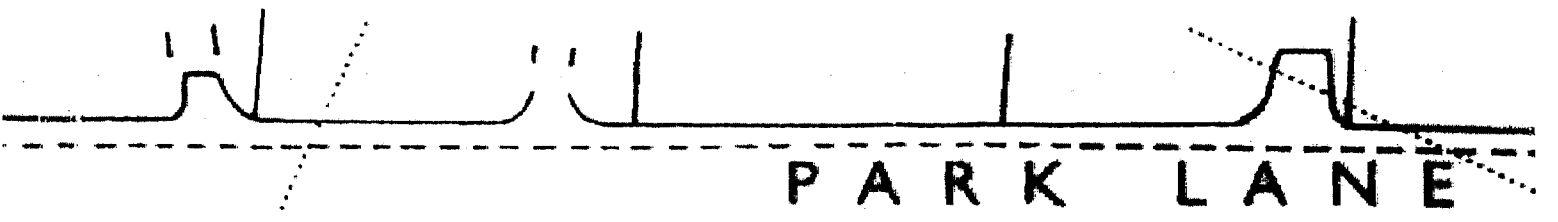
Yours faithfully



updated from later survey information.

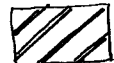
LOCATION PLAN

WESTOVER HALL HOTEL
PARK LANE
MILFORD-ON-SEA
LYMINGTON, HAMPSHIRE
SO41 OPT



PARK LANE

KEY

-  = AREAS WHERE ALCOHOL MAY BE CONSUMED
- + live music
- + late night refreshment

(on instructions of
Debra Keneay
Scruton)
MU



BANK DRIVE

PLAN APPROVED
15 AUG 2005
NFDC
LICENSING SERVICES

