

NOTICE OF HEARING
BY THE LICENSING SUB-COMMITTEE
under the
LICENSING ACT 2003

**APPLICATION: THREE BELLS, SILVER STREET,
HORDLE**

Date and Time: TUESDAY, 20 SEPTEMBER 2005 AT 1.45 p.m

Place: COMMITTEE ROOM 4, APPLETREE COURT, LYNDHURST

Telephone enquiries to: Lyndhurst (023) 8028 5000
Direct Line (023) 8028 5236
E-mail: kate.mason@nfdc.gov.uk

These papers are also available on audio tape, in Braille, large print and digital format

THE RELEVANT PAPERS ARE ATTACHED

A large scale map of the premises will be available at the meeting

To: Members of the Sub-Committee:

Cllr W H Dow
Cllr J A G Hutchins

Cllr M S Wade

Parties to the hearing:

John Gaunt and Partners – applicant's representative
Mr P Harwood – objector
Mr I and Mrs K Spreadbury – objectors
Mr and Mrs M A O'Callaghan – objectors
Mr and Mrs D Steers – objectors
Mr and Mrs R A Pitt-Pladdy – objectors

Copies for Information:

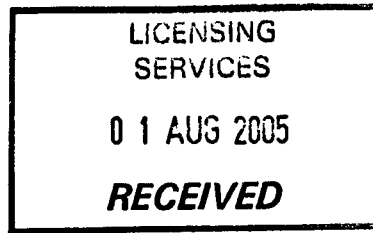
Cllrs J M Hoy and A R Tinsley - Local Members

Hordle Parish Council

Licensing - A Hetherington/M Powell

Legal Services - Ms G O'Rourke

Legal Services - Ms J Mutlow



JOHN GAUNT
&
PARTNERS

Our Ref: LFM/WBF/18734
Contact: Laura Mateer
Tel: 0114 266 3400

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

28 July 2005

Dear Sirs

**Premises – Three Bells, Silver Street, Hordle, Lymington, Hampshire,
SO41 0FN**
Applicant – Whitbread Group Plc

We act for Brewers Fayre and Paul Richard Stickland.

On our client's behalf, we enclose by way of service on you Notice of Application for the grant of a Premises Licence for Three Bells together with our cheque in your favour in the sum of £395.00 being the fee payable. Kindly acknowledge safe receipt.

In support of the application, we enclose a plan of the premises, the consent of the proposed DPS and the consents of the current licensee and originals or certified copies of the following documents:

Justices on Licence
AWP Permit
Supper Hours Certificate
Children's Certificate

The plans identify the licensed area edged in red. For the purpose of clarification we confirm that all proposed licensable activities extend to the public areas within this area.

We confirm that we have served copies of the enclosed application and supporting documents on the relevant authorities being the Police, Fire Authority, Local Enforcement of Health & Safety at work, Environmental Health Authority, Planning Authority, the relevant authority for Protection of Children from Harm and Weights and Measures.

You may have already received, or you should shortly receive, the application for the Personal Licence for the designed Premises Supervisor and any other related Personal Licence application to these premises.

Omega Court 372 Cemetery Road Sheffield S11 8FT
Telephone: 0114 266 8664 (Main) 0114 266 3400 (Reform)
Email: post@john-gaunt.co.uk Fax: 0114 266 0101 DX: 717212 Sheffield 27

Web: www.john-gaunt.co.uk www.licensing-reform.co.uk

Partners: John Gaunt Katharine Redford Tim Shield Michelle Hazlewood
Associates: David Hollis Craig Burman Practice Manager: Susie Glossop

glass - the gaunt licence application support service for reform

Solicitors Regulated by the Law Society



The enclosed application comprises an application for conversion and variation. The variation proposed is detailed at part B1. It is not the intention of this application to alter the nature of the operation at these premises.

Please note that if the variation of hours requested at B1 paragraph 4 is granted, that variation sought at paragraph 2 may become redundant.

Should you have any queries, please do not hesitate to telephone us. Please quote our reference on all correspondence.

Thank you for your assistance.

Yours faithfully

John Gaunt & Partners
Email: imateer@john-gaunt.co.uk

Condition

(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 Whitbread Group 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

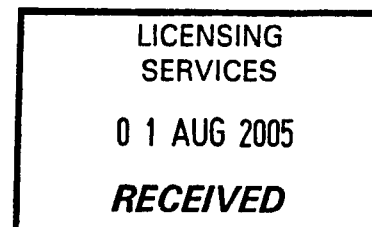
Postal address of premises or, if none, ordnance survey map reference or description	
Three Bells, Silver Street, Hordle, Lymington	
Post town Hampshire	Post code SO41 0FN

Telephone number of premises (if any)
Non-domestic rateable value of premises

Part A2 - Applicant Details

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

- Please tick ✓
- a) An individual or individuals please complete section (A)
- b) a person other than an individual
- i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body 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 please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)



(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mrs

Miss

Ms

Other title
(For example, Rev)

Surname

First names

Please tick

I am 18 years old or over

Current postal address if different
from premises address

Post Town

Postcode

Daytime contact telephone number

Email 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

Current postal address if different
from premises address

Post Town

Postcode

Daytime contact telephone number

Email address (optional)

(B) OTHER APPLICANTS

Please 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 Whitbread Group Plc
Address Whitbread House Parkstreet West Luton LU1 3BG
Registered number (where applicable) 29423
Description of applicant (for example, partnership, company, unincorporated association etc.) Public Limited Company
Telephone number (if any) 01582 424 200
E-mail address (optional) N/A

Part A3 - Operating Schedule

If 5000 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)

Brewers Fayre without Travel Inn without PEL

Established food led family friendly public house presently operating under the Brewers Fayre brand with car park and external areas available for Off Supplies as existing, with rights to provide "regulated entertainment" inherent in LA 1964.

These premises are entitled to sell to residents and serve their bona fide guests 24 hours a day.

These premises are entitled to provide private entertainment.

2 AWP Machines under s.34 Gaming Act 1968 Permit

The premises have an existing external area available to patrons for consumption of off supplies.

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: Paul Richard Stickland

Address: Three Bells, Silver Street, Hordle, Lymington, Hampshire, SO41 0FN.....

Personal Licence number, if known: Not 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.

Permitted licensing hours apply for on and off sales as extended by the attached Supper Hours Certificate
Monday to Saturday: 11:00 – 00:00
Sundays and Good Friday: 12:00 – 23:30

New Years Eve: 11:00 – New Years Day – terminal hour as existing

Christmas Day: 12:00 – 15:00 and 19:00 – 23:30 and as extended by the attached Supper Hours Certificate

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

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

Only such conditions and restrictions as are inherent in the Licensing Act 1964 and in the attached Supper Hours Certificate and childrens certificate

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

- | | | |
|---|-------------|-------------------------------------|
| | Please tick | Yes |
| ▪ I have made or enclosed payment of the fee | | <input checked="" type="checkbox"/> |
| ▪ I have enclosed my existing licence(s) or a certified copy of each licence | | <input checked="" type="checkbox"/> |
| ▪ I have enclosed a plan of the premises | | <input checked="" type="checkbox"/> |
| ▪ I have sent copies of this application to the chief officer of police (please read guidance note 3) | | <input checked="" type="checkbox"/> |
| ▪ I have enclosed the consent form completed by the proposed premises supervisor, if relevant | | <input checked="" type="checkbox"/> |
| ▪ I have enclosed the consent of the justices' licence holder to my application, if relevant | | <input checked="" type="checkbox"/> |
| ▪ I understand that if I do not comply with the above requirements my application will be rejected | | <input checked="" type="checkbox"/> |

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE £5000, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part A4 – 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: John Gaunt & Partners 

Date: 29 July 2005

Capacity: Solicitors.....

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) John Gaunt & Partners Solicitors 372 Omega Court Cemetery Road	
Post town Sheffield	Post code S11 8FT
Telephone number 0114 266 3400	DX 717212 Sheffield 27
E-mail address (optional) lmateer@john-gaunt.co.uk	

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 Whitbread Group 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 of the Licensing Act 2003 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?

Day Month Year

If not do you want the variation to take effect from

N/A

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)

1. To permit regulated entertainment comprising: Occasional live music and amplified voice, recorded music by juke box and music systems (usually background), comperes for functions and quizzes and similar forms of entertainment, indoor pub games comprising a sporting event in the presence of an audience, exhibition of video entertainment on screens and amusement machines.
2. To the extent that the variation in paragraph 3 is not granted to permit sale of alcohol and such regulated entertainment until 00:30 the following morning on Friday, Saturday, Sunday and Monday at bank holiday weekends, Christmas Eve, Boxing Day.
3. On all days to open for the sale of alcohol and such regulated entertainment from 10:00 until 00:30 the following morning.
4. To permit provision of refreshment after 23:00
5. To remove all embedded restrictions under LA 1964 and in particular those restrictions relating to the Childrens Certificate, Supper Hours Certificate, Children and Young Persons Act 1933, Cinematograph (Safety) Regulations 1955 and Sporting Events (Control of Alcohol etc) Act 1985.

Nothing within these proposed variations are intended to change the character or nature of these premises.

Part B2 - Operating Schedule

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

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

Provision of entertainment facilities for:

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

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

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 {Y} (please read guidance note 9).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 10) N/A	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 {Y} (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
				Both	

Mon	10:00	00:30	Please give further details here (please read guidance note 10) As stated in B1 above
Tue	10:00	00:30	
Wed	10:00	00:30	State any seasonal variations for the exhibition of films (please read guidance note 11)
Thur	10:00	00:30	N/A – Save as below
Fri	10:00	00:30	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) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)
Sat	10:00	00:30	
Sun	10:00	00:30	

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10) As stated in B1 above
Day	Start	Finish	
Mon	10:00	00:30	State any seasonal variations for indoor sporting events (please read guidance note 11) N/A – save as below
Tue	10:00	00:30	
Wed	10:00	00:30	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 (please read guidance note 12) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)
Thur	10:00	00:30	
Fri	10:00	00:30	
Sat	10:00	00:30	
Sun	10:00	00:30	

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 {Y}(please read guidance note 9).	Indoors	
				Outdoors	
Day	Start	Finish	Please give further details here (please read guidance note 10) N/A	Both	
Mon				State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)	
Tue			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)		
Wed					
Thur					
Fri					
Sat					

Sun			
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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 {Y} (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	10:00	00:30	Please give further details here (please read guidance note 10) Live music is not provided as a standard operating procedure. The application to include live music is made to permit only occasional provision and would be an ancillary activity. Any amplification would be controlled by management systems.	Both	
Tue	10:00	00:30			
Wed	10:00	00:30	State any seasonal variations for the performance of live music (please read guidance note 11) N/A – save as below		
Thur	10:00	00:30			
Fri	10:00	00:30	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) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)		
Sat	10:00	00:30			
Sun	10:00	00:30			

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 {Y} (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	10:00	00:30	Please give further details here (please read guidance note 10) Background music normally is only provided. Recorded music, including juke box, with or without a DJ, during normal business hours or as part of functions and including audience participation will only be provided occasionally.	Both	
Tue	10:00	00:30			
Wed	10:00	00:30	State any seasonal variations for playing recorded music (please read guidance note 11) N/A – save as below		
Thur	10:00	00:30			
Fri	10:00	00:30	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)		
Sat	10:00	00:30			
Sun	10:00	00:30			

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 {Y} (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	10:00	00:30	Please give further details here (please read guidance note 10) As stated in E1 above	Both	

Tue	10:00	00:30	
Wed	10:00	00:30	State any seasonal variations for the performance of dance (please read guidance note 11) N/A - save as below
Thur	10:00	00:30	
Fri	10:00	00:30	
Sat	10:00	00:30	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) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)
Sun	10:00	00:30	

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 {Y} (please read guidance note 9).	Indoors	
				Outdoors	
Mon				Both	
Tue			Please give further details here (please read guidance note 10)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of 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)		
Sun					

I

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. The normal facilities for making music will be on offer as conveniently available and as appropriate for this type of venue																									
<table border="1"> <thead> <tr> <th>Day</th> <th>Start</th> <th>Finish</th> </tr> </thead> <tbody> <tr> <td>Mon</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Tue</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Wed</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Thur</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Fri</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Sat</td> <td>10:00</td> <td>00:30</td> </tr> <tr> <td>Sun</td> <td>10:00</td> <td>00:30</td> </tr> </tbody> </table>			Day	Start	Finish	Mon	10:00	00:30	Tue	10:00	00:30	Wed	10:00	00:30	Thur	10:00	00:30	Fri	10:00	00:30	Sat	10:00	00:30	Sun	10:00	00:30	Will the facilities for making music be indoors or outdoors or both – please tick {Y} (please read guidance note 9).	Indoors <input checked="" type="checkbox"/>
			Day	Start	Finish																							
			Mon	10:00	00:30																							
Tue	10:00	00:30																										
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Sat	10:00	00:30																										
Sun	10:00	00:30																										
Outdoors <input type="checkbox"/>																												
Both <input type="checkbox"/>																												
Please give further details here (please read guidance note 10). To be used as and when required at any time when the premises are open for the sale of alcohol and will be under the control of management.																												
State any seasonal variations for the provision of facilities for making music (please read guidance note 11). N/A – save as below																												
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). When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)																												

J

Provision of facilities for dancing. Standard days and timings (please read guidance note 1)			Will the facilities for dancing be indoors or outdoors or both – please tick {Y} (see guidance note 9).																									
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			Day	Start	Finish																							
			Mon																									
Tue																												
Wed																												
Thur																												
Fri																												
Sat																												
Sun																												
Outdoors <input type="checkbox"/>																												
Both <input type="checkbox"/>																												
State any seasonal variations for providing dancing facilities (please read guidance note 11)																												
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 (please read guidance note 12)																												

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
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Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick {Y} (please read guidance note 9).	Indoor
				Outdoor
Mon				Both
Tue			Please give further details here (please read guidance note 10)	
Wed				
Thur				
Fri			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within J or K (please read guidance note 11)	
Sat				
Sun			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 J or K at different times to those listed in the column on the left, please list (please read guidance note 12)	

L

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 {Y} (please read guidance note 9).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	23:00	00:30	Please give further details here (please read guidance note 10) As stated in B1 above and to allow the provision of food and hot drinks for consumption on the premises at the managers discretion.	Both	
Tue	23:00	00:30			
Wed	23:00	00:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 11) N/A – save as below		
Thur	23:00	00:30			
Fri	23:00	00:30	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 (please read guidance note 12) When hours for sale of alcohol are extended hereunder these hours are also extended (see box M below)		
Sat	23:00	00:30			
Sun	23:00	00:30			

M

Supply alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 13)	On the premises	
				Off the premises	
				Both	✓
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 11)		
Mon	10:00	00:30			
Tue	10:00	00:30			
Wed	10:00	00:30			
Thur	10:00	00:30			
Fri	10:00	00:30			
Sat	10:00	00:30			
Sun	10:00	00:30	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)		
			To the extent that the variation in part B1 paragraph 3 is not granted to permit sale of alcohol and such regulated entertainment as authorised hereunder until 00:30 on Friday, Saturday and Monday and until 00:30 on Sunday at bank holiday weekends, Christmas Eve, Boxing Day.		
			Christmas Day: 11:30 to 22:30 New Years Eve: 10:00 to New Years Day – terminal hour as proposed		

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)
NONE save for the presence of AWP machines already authorised the use of which is not permitted by persons under the age of 18

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) Please see box M above
Day	Start	Finish	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) The premises will close 30 minutes after the end of the non-standard timings identified in box M above.
Mon	10:00	01:00	
Tue	10:00	01:00	
Wed	10:00	01:00	
Thur	10:00	01:00	
Fri	10:00	01:00	
Sat	10:00	01:00	
Sun	10:00	01:00	

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

Removal of all embedded restrictions inherent in Licensing Act 1964 and in the attached supper hours certificate and childrens certificate, save as specified elsewhere in part B of this application.

Please describe any 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)

I have undertaken my own risk assessment to take the following proposed steps. These existing premises operate within the current law without particular difficulty.

The types of regulated entertainment proposed materially do no more than reinstate the normal pub entertainment that was previously unregulated as identified in B1 above.

No new steps have been identified in relation to the four licensing objectives save as below.

b) The prevention of crime and disorder

No further risks have been identified which need to be addressed.

Under the present licensing regime the premises already are able to be open until 00:30.

c) Public safety

No further risks have been identified which need to be addressed.

d) The prevention of public nuisance

No further risks have been identified which need to be addressed.

e) The protection of children from harm

The restrictions set out in the Licensing Act 2003 will apply. No unusual or additional risks of harm to children have been identified.

No films or videos of any description will be shown so that they can be viewed by persons under the age of any applicable BBFC/Local Authority certification.

Part B3 – Premises Supervisor

, name of proposed designated premises supervisor

Paul Richard Stickland

Address of proposed designated premises supervisor

Three Bells, Silver Street, Hordle, Lymington, Hampshire, SO41 0FN

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

NOT KNOWN

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 officer 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 B4 – 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: John Gaunt & Partners Solicitors.....
 Date: 29 July 2005.....
 Capacity: Solicitors.....

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) John Gaunt & Partners Solicitors 372 Omega Court Cemetery Road	
Post town Sheffield	Post code S11 8FT

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, its 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 provide a place for consumption of these off-supplies you must include a description of where the place is and its 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.
6. 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

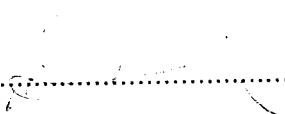
This application cannot be used to vary the licence to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17 of the Licensing Act.

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.

SCHEDULE 3

Form of consent given by the person who holds existing licence

I, Paul Richard Stickland, being the holder of an existing Justices On Licence granted by Southampton Magistrates Court Magistrates Court _____ hereby consent to the application by Whitbread Group Plc under paragraph 2 of Schedule 8 to the Licensing Act 2003 for the grant of a licence under paragraph 4 of that Schedule to succeed the said existing licence held by me in respect of Three Bells, Silver Street, Hordle, Lymington, Hampshire, SO41 0FN.

Signed:


Dated:
06 06 07

RBF/18734

SCHEDULE 2

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

I, Paul Richard Stickland hereby consents to being named as the premises supervisor in a new licence granted under paragraph 4 of Schedule 8 to the Licensing Act 2003 to Whitbread Group 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 Three Bells, Silver Street, Hordle, Lymington, Hampshire, SO41 0FN if that application is successful.

Signed:.....


Dated: 06 06 03.....

RBF/18734

**IN THE COUNTY OF HAMPSHIRE
LICENSING DISTRICT OF NEW FOREST**

Sitting On : 6th September 2004

SECTION 34 PERMIT

Licensee (s): Barbara Ann Walkling
Clive Walkling

Premises : THREE BELLS (Prem No: 441)
Hordle
Lymington
Hampshire

Maximum No of Machines : 2 **Permit No :**

Remarks
Certificate in force until transfer of licence

THE LICENSING JUSTICES hereby grant to the applicant, being a holder of a Justices' On Licence in respect of the above premises, this PERMIT under section 34 of the Gaming Act 1968 authorising the use there of the above number of machines for amusement with prizes.

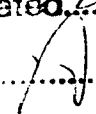
This Permit shall have effect from the date hereof until the applicant ceases to be the holder of the Justices' On Licence in respect of the above premises.

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

By Order of the Court



SOUTHAMPTON

We hereby certify that this is a true copy of the original document
Dated <u>29/09/05</u>

John Gaunt & Partners, Omega Court, 372 Cemetery Road, B24 1LH S11 8PT

IN THE COUNTY OF HAMPSHIRE
SOUTHAMPTON/NEW FOREST LICENSING COMMITTEE

Date of Session : 9th May 2005

Permit/Licence No : 460

Liquor Type : ALL INTOXICATING LIQUOR

Licence Holders :
Paul Richard Stickland

Name & Address of Premises :
THREE BELLS
Hordle
Lymington
Hampshire

Owner : **Whitbread Pub Partnerships**

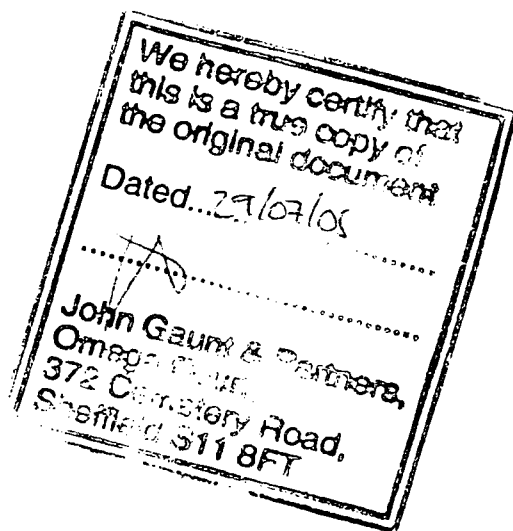
JUSTICES' ON LICENCE

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'



**IN HAMPSHIRE
LICENSING DISTRICT OF**

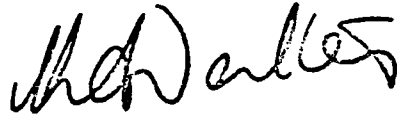
NEW FOREST

CHILDREN'S CERTIFICATE

At the Licensing Sessions held at The Court House, Avenue Road, Lymington
on 23rd February 1995 for the above Licensing District.
The Licensing Justices being satisfied that in respect of the licensed premises
below:

- (a) the area to which the certificate relates constitutes a suitable environment for persons under 14 years of age to be present; and
- (b) meals and beverages, other than intoxicating liquor, will be available for sale and consumption in the area to which the certificate relates at all times when the certificate is operational,

hereby GRANT under Section 168A of the Licensing Act, 1964 this
CHILDREN'S CERTIFICATE as specified below and subject to the conditions
overleaf.



Clerk to the Licensing Justices

PREMISES	The Three Bells Silver Street Hordle Lymington
AREA OF THE PREMISES IN WHICH THE CERTIFICATE WILL OPERATE	Bar area hatched red on the plan submitted to the Licensing Justices
DAYS AND HOURS	Mondays to Saturdays: Until 10.30 pm Sundays : Until 10.00 pm

Agreed Conditions

Done Sim

From: Verity Fletcher
Sent: 24 August 2005 17:17
To: Licensing e-mail address
Cc: Ann Chester
Subject: Licence application - Three bells, Hordle

Having received the e-mail detailed below, I do not wish to raise an objection to the application. To summarise, the agreements are detailed immediately below:

1. There shall be a maximum of 20 live music events in any single calendar year
2. At all times after 23:00hrs, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises, as marked on the attached map.
3. At all times prior to 23:00hrs, music emanating from the premises will be kept to a volume that is acceptable to the residents of nearby noise sensitive premises, as marked on the attached map.

Verity Fletcher

E-mail from solicitor for the applicant:

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

From: David Hollis [mailto:david@john-gaunt.co.uk]
Sent: 24 August 2005 16:00
To: Tony Hetherington
Cc: Verity Fletcher
Subject: FW: FW: Licence application - Three bells, Hordle

Please see below our clients agreement to the suggested conditions and confirming there will be no more than 20 occasions per year when live music will be performed at the premises.

Regards

David Hollis
0114 266 8664
07802 289966
John Gaunt & Partners (Solicitors)
Omega Court 372 Cemetery Road, Sheffield S11 8FT Telephone 0114 2668664: Fax 0114 2660101
Partners: John Gaunt Katharine Redford Tim Shield Michelle Hazlewood
Associates: David Hollis Craig Burman

CAUTION

This communication is intended to be confidential to the person to whom it is addressed.

If you are not the intended recipient, please contact us by email or telephone.

Any unauthorized disclosure of information contained in this communication is strictly prohibited.

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

From: Will.Vernon@Whitbread.com [mailto:Will.Vernon@Whitbread.com]
Sent: 24 August 2005 15:11

David Hollis
01 266 8664
07802 289966
John Gaunt & Partners (Solicitors)
Omega Court 372 Cemetery Road, Sheffield S11 8FT Telephone 0114
2668664: Fax 0114 2660101
Partners: John Gaunt Katharine Redford Tim Shield Michelle
Hazlewood
Associates: David Hollis Craig Burman

CAUTION

This communication is intended to be confidential to the person to whom it is addressed.
If you are not the intended recipient, please contact us by email or telephone.
Any unauthorized disclosure of information contained in this communication is strictly prohibited.

From: Verity Fletcher
Sent: 18 August 2005 09:31
To: 'lmateer@john-gaunt.co.uk'
Subject: Licence application - Three bells, Hordle

Dear Ms Mateer

Having looked at the licence application for the Three Bells, I have several concerns particularly relating to the learning objective for the Prevention of Public Nuisance. These are detailed below, with suggestions for altering the application to deal with this.

As the application stands, it is in effect requesting the possibility of live and recorded music inside the premises until 00:30hrs on every day of the year, although you suggest that this will be an occasional function. Considering the close proximity of residential premises, believe this is not in keeping with the licensing objective. To remove my concerns in this area, I suggest the following alterations be added to the application:

In order to clarify the term 'occasional', a specified maximum number of occasions live music events per year should be offered.

To show that adequate steps are being taken to deal with the licensing objective, and to remove my concerns with the

application, I also suggest your client adopts the following control measure:

At all times after 23:00hrs, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises, as marked on the attached map.

At all times prior to 23:00hrs, music emanating from the premises will be kept to a volume that is acceptable to the residents of nearby noise sensitive premises, as marked on the attached map.

To enable restrictions to the effect of the statements detailed above to be applied to the licence, these should be submitted to Tony Hetherington, Licensing Officer (tony.hetherington@nfdc.gov.uk) and copied to me, or in writing at the offices detailed below. Please submit this as soon as possible, and no later than Monday 22nd August 2005.

I look forward to receiving your correspondence shortly. 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

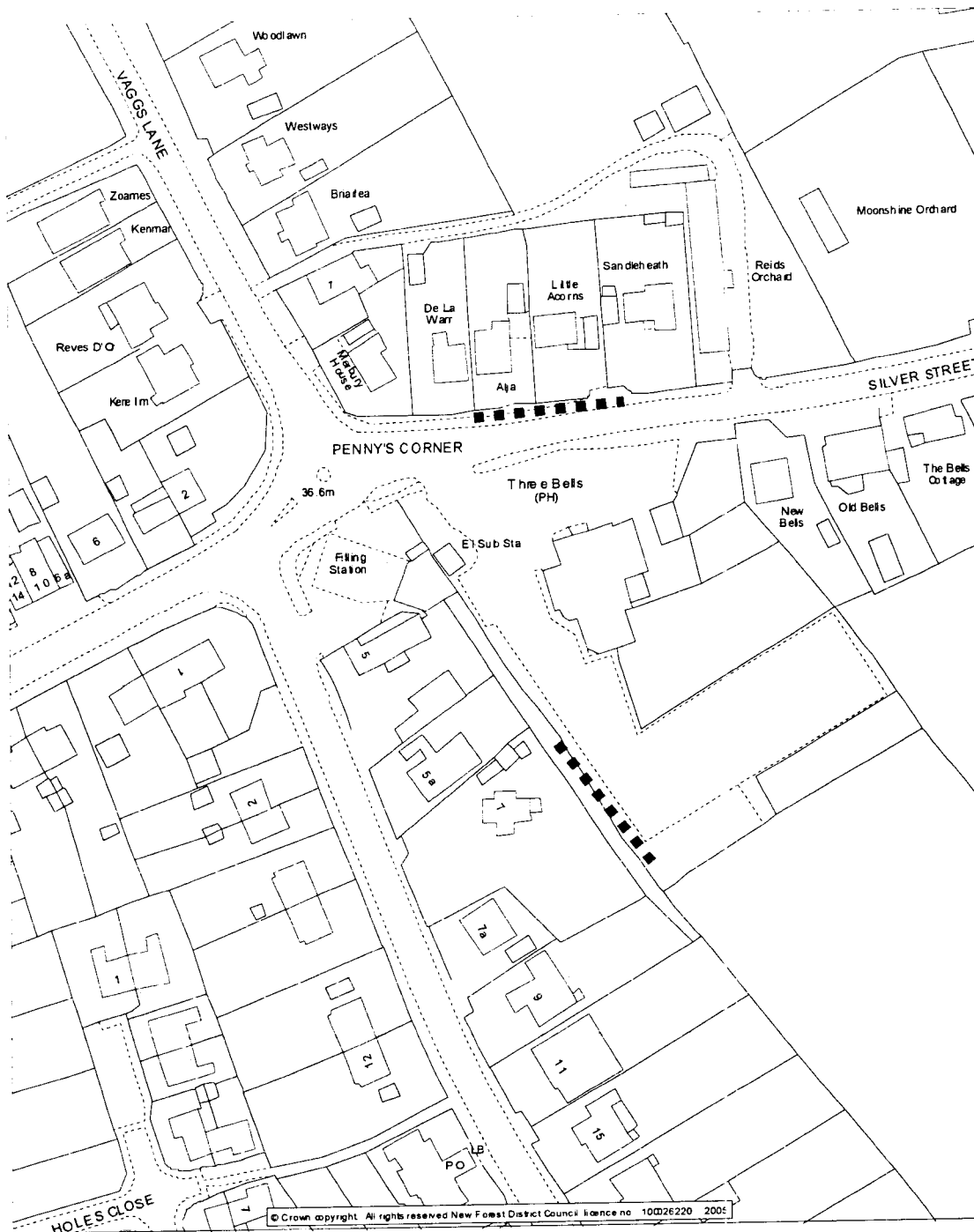
Tel: 023 8028 5594

e-mail: verity.fletcher@nfdc.gov.uk

IMPORTANT - PRIVACY AND CONFIDENTIALITY NOTICE

The information in this electronic mail (e - mail) and any appendices to it is the property of New Forest District Council (the Council).

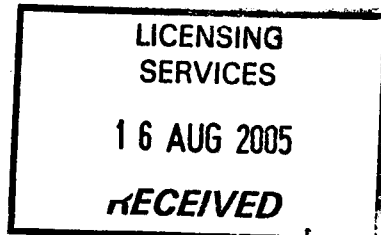
All reasonable steps have been taken to ensure that this e - mail




New Forest
 DISTRICT COUNCIL
 Annie Righton
 ASSISTANT DIRECTOR

Environmental Health Services
 New Forest District Council
 Appletree Court
 Lyndhurst
 Hants
 SO43 7PA
 Tel (023) 80285000

Title
Date
18/08/05



Brighthstone, 1, Vaggs Lane
Hordle, Lymington,
Hants, SO41 0FP
13 Aug 05

Dear Sir or Madam,

Licensing Act 2003

I am writing to object to the application by Whitbread Group Plc to vary their Premises Licence for the Three Bells at Silver Street, Hordle. The Three Bells is in a residential area with houses on three sides. The extension of opening hours until 00.30 hours every day is unacceptable because of the noise which will be caused by people and car doors in the early hours of the morning. We have lived close to the Three Bells for over 30 years and have been disturbed most new years days by late night revellers making a nuisance of themselves. The possibility of it happening every night of the year is totally unacceptable.

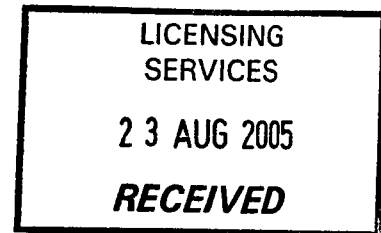
Yours faithfully

F Harwood

Merbury House,
Vaggs Lane,
Hordle,
Lymington,
Hants.

22nd August 2005

The Licensing Authority,
New Forest District Council,
Appletree Court,
Lyndhurst,
Hants.



Dear Sirs,

Re: Licence – Three Bells, Silver Street, Hordle

Following the publication of the licence application for the above named premises, we wish to oppose the application on the following grounds.

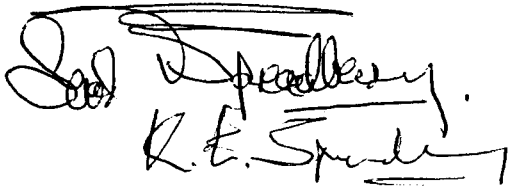
- 1) The premises are in a residential area and to allow the licence to remain until 12:30 a.m. every night including Sunday would seem, in our opinion, to be somewhat unnecessary.
- 2) There are young children in the area and close to the public house and the inevitable extra noise would obviously be classed as a nuisance, not only to them but also to the residents close by.
- 3) The danger aspect to the public of cars leaving the premises immediately onto a busy roundabout would also give cause for alarm.
- 4) There is already extra noise in the area with customers and staff leaving the public house late and after hours and with very little police checking this would appear to be on the increase. A few years ago, a police car would be positioned on the garage forecourt on occasions to act if necessary. Sadly this is now not the case.
- 5) Whilst the vandalism in the village of Hordle would seem to be now somewhat under control following the extra police presence and the media coverage of the public nuisance which the village was attracting, I fear the licence extension being proposed is somewhat unbalanced, bearing in mind the venue position and would only attract more problems for the village. I am not opposed to the pub but sensible licensing hours should surely be born in mind with this application.

Continued.

- 6) Whilst we all understand the so called government initiative of 24 hour licences to drink, surely the licensing authorities have a responsibility to ensure residential areas with young children and safety on our busy roads are protected from additional hazards which may be placed by unnecessary extra licensing hours. The balance of all amenities within the village environment is paramount to a successful village atmosphere.

I hope these comments are deemed to be constructive and will be for the benefit of all concerned.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'Kay and Ivor Spreadbury'. The signature is written in a cursive style with a large initial 'K' and 'I'.

KAY AND IVOR SPREADBURY

3 Silver Street
Hordle
Lymington
Hampshire
SO41 0FN



24 August 2005

Mr John Hetherington
Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
SO43 7PA

Dear Mr Featherington,

Re: Application for extension of licensing hours – Three Bells, Hordle

We are writing to object to the application for an extension of licensing hours from the Three Bells public house in Hordle to 1am seven days a week, 365 days a year on the following grounds:

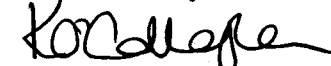
We live immediately opposite the Three Bells public house and its large car-park. Our two front bedrooms overlook the pub and we are therefore affected by the noise of people leaving the pub at closing time – currently 11pm. Whilst we have had had no major cause for complaint to date, there is always some element of disturbance at closing time. Obviously, we must expect a certain amount of noise when living opposite a busy pub and we accept and live with this at the current closing time but we would feel quite differently should this noise be any later at night. We are concerned that if the Three Bells were to be granted a full extension to their licensing hours, we would be disturbed by the noise of people leaving the pub, shouting, slamming car doors, revving engines, etc. We are also concerned that with longer drinking hours, this would encourage people to drink more which could lead to an increase in crime and disorder in this area.

This is a semi-rural, residential area and whilst we would not object to the pub opening later on special occasions such as New Year's Eve and Christmas Eve, we are worried that the late opening hours might become effective at the weekend or indeed, during the week which would have an extremely negative impact on our lives, affecting our sleep and day-to-day life.

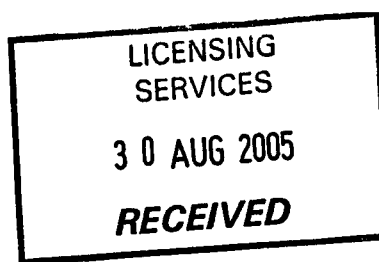
We would be grateful if you could put my objections forward to the relevant board.

Many thanks.

Yours sincerely,



Mr and Mrs M A O'Callaghan
Tel: 01425 618065



Delewarr
Silver Street
Hordle
Lymington
Hampshire
SO41 0FN

Mr J Hetherington
Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
Hampshire
SO43 7PA

27 August 2005

Dear Mr Featherington,

Re: Three Bells, Hordle – application for extension in opening hours

We are writing to object to the Three Bells' application for an extension to its licensing hours till 12.30/1am every day of the year.

We live directly opposite the entrance to the pub's car park and therefore are already affected by the noise of people leaving both on foot and by car at closing time. Whilst not obtrusive on a daily basis, exit noise such as car stereos, squealing of tyres/slamming of doors and excessive chatter are commonplace. Presently, should the pub front door be left open (and it most frequently is), the ambient bar noise, particularly but not limited to theme nights, is easily heard in the house. We have two young children – aged 11 and 8, whose bedrooms overlook the car park and pub and we are most concerned that if the Three Bells is able to open until 12.30/1am this will seriously disturb the children's sleep. This would be unacceptable in a residential area such as ours.

Should this extension be granted we are concerned that the pub would very quickly gain a reputation for late drinking, attracting elements from out of the immediate village area, with a potential increase in both drink driving offences and general disturbance directly in front of our residence at an unacceptable hour. \

We look forward to discussing the above with you in greater detail.

Yours sincerely,

A handwritten signature in black ink, appearing to read "D Steers". The signature is written in a cursive style and is underlined with a single horizontal stroke.

Mr & Mrs D Steers
Tel: 01425 620816

LICENSING
SERVICES
30 AUG 2005
RECEIVED

Sandleheath
Silver Street
Hordle
Lymington
Hants.
SO41 0FN

T: 01425 623208
M: 07950 004475

Mr. John Featherington
Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
SO43 7PA

25 August 2005

Dear Mr. Featherington,

Extended hours licensing application – Three Bells, Silver Street, Hordle

We understand that the Three Bells public house in Hordle has submitted an application to extend its licensing hours to 1am for seven days per week throughout the year. As close neighbours, we object to this application on the following grounds:-

We are very close neighbours to this establishment being directly opposite the eastern end of its large car park, and its main entrance. Two of our bedrooms are at the front of the house and currently we are affected regularly by some noise at its normal closing time of 11.00pm. This stems from car engines being started, doors slamming, loud conversations between departing customers and the like. However, the duration of this nuisance is limited to perhaps 10 or 15 minutes.

We also suffer occasional noise nuisance when there are special events such as quiz nights and disco events, particularly in the summer when the windows are open.

We were well aware of the implications of living opposite the pub when we moved here, but this was based on a well run establishment which had a latest closing time of 11.00pm.

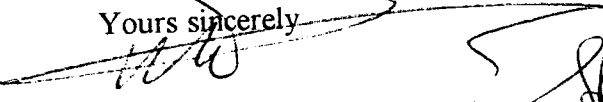
We would be very concerned that if the application were granted, on a continuous basis there would be a stream of customers leaving between 11.00pm and 1.00am. A full three hours in the middle of the night. The character of this area would be severely affected with increased drunkenness and the petty crime that this would bring.

Currently, we see the Three Bells as an asset to Hordle. Properly run it provides a centre for refreshment and entertainment for the village and causes no real problems.

With this application approved, it would be an uncertain liability with potential to have a seriously disruptive effect on our quality of life and that of our near neighbours.

We respectfully request that you table our objections to the relevant committee who will be considering the application.

Yours sincerely


Mr. & Mrs. R.A. Pitt-Pladdy
E: andypittpladdy@uwclub.net