

**Application for a premises licence to be granted  
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 Malcolm Joseph Barry

*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description The Beachcomber Café, Marine Drive East, Barton on Sea			
			
Post town	New Milton	Post code	BH25 7DZ

Telephone number at premises (if any)	01425 611599
Non-domestic rateable value of premises	£10000

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as  
Please tick yes

- 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)

\* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
  - statutory function or
  - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Barry			First names Malcolm Joseph		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		5 Wainsford Court, Wainsford Road, Lymington, Hampshire			
Post Town	Lymington			Postcode	SO41 8GD
Daytime contact telephone number			01425 611599		
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	

Current postal address if different from premises address			
Post Town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

**(B) OTHER APPLICANTS**

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day	Month	Year
2	4	112005

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

Please give a general description of the premises (please read guidance note1)  
café Bar and Restaurant

Although the applicant has no intention of opening 24hrs a day, they wish to avail themselves of the flexibility that a 24hour 7 days a week license provides, The applicant will inform the relevent authorities of any changes to their normal trading hours.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

0

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

**Provision of regulated entertainment**

**Please tick yes**

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

**Provision of entertainment facilities:**

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

**Supply 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)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				<b><u>Please give further details here</u></b> (please read guidance note 3)	
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></b> (please read guidance note 5)		
Sat					
Sun					

N/A

**B**

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

**C**

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

D

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



**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of live music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3) Mixed programme of music both acoustic and Amplified		
Mon	08:00	08:00			
			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 4)		
Tue	08:00	08:00			
			<b><u>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</u></b> (please read guidance note 5)		
Wed	08:00	08:00			
Thur	08:00	08:00			
Fri	08:00	08:00			
Sat	08:00	08:00			
Sun	08:00	08:00			

**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	08:00	08:00	<b>Please give further details here</b> (please read guidance note 3) Background music played when premises are occupied	Both	<input type="checkbox"/>
Tue	08:00	08:00			
Wed	08:00	08:00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 4)		
Thur	08:00	08:00			
Fri	08:00	08:00	<b>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</b> (please read guidance note 5)		
Sat	08:00	08:00			
Sun	08:00	08:00			

**G**

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	08:00	08:00	<b><u>Please give further details here</u></b> (please read guidance note 3) Dancing to be allowed for special occasions, ie, Birthday parties, childrens Parties, but not limited to	Both	<input type="checkbox"/>
Tue	08:00	08:00			
Wed	08:00	08:00	<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 4)		
Thur	08:00	08:00			
Fri	08:00	08:00	<b><u>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</u></b> (please read guidance note 5)		
Sat	08:00	08:00			
Sun	08:00	08:00			

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></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				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<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)</p>		
Fri					
Sat			<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)</p>		
Sun					

<b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)			<b><u>Please give a description of the facilities for making music you will be providing</u></b>	
			<b><u>Will the facilities for making music be indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	
			Outdoors <input type="checkbox"/>	
Day	Start	Finish	Both <input type="checkbox"/>	
Mon	08:00	08:00	<b><u>Please give further details here</u></b> (please read guidance note 3) Both acoustic and Amplified music will take place	
Tue	08:00	08:00		
Wed	08:00	08:00	<b><u>State any seasonal variations for the provision of facilities for making music</u></b> (please read guidance note 4)	
Thur	08:00	08:00		
Fri	08:00	08:00	<b><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></b> (please read guidance note 5)	
Sat	08:00	08:00		
Sun	08:00	08:00		

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)			<b>Will the facilities for dancing be indoors or outdoors or both – please tick</b> (see guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give a description of the facilities for dancing you will be providing</b>		
Mon	08:00	08:00	<b>Please give further details here</b> (please read guidance note 3) Dancing to be allowed for special occasions, ie, Birthday Parties, childrens Parties, but not limited too.		
Tue	08:00	08:00			
Wed	08:00	08:00	<b>State any seasonal variations for providing dancing facilities</b> (please read guidance note 4)		
Thur	08:00	08:00			
Fri	08:00	08:00	<b>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</b> (please read guidance note 5)		
Sat	08:00	08:00			
Sun	08:00	08:00			

**K**

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

L

<b>Late night refreshment Standard days and timings (please read guidance note 6)</b>			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)</b>	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u> (please read guidance note 3)</b> Late night refreshment will be available at all times		
Mon	23:00	05:00			
Tue	23:00	05:00			
			<b><u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)</b>		
Wed	23:00	05:00			
Thur	23:00	05:00			
			<b><u>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</u> (please read guidance note 5)</b>		
Fri	23:00	05:00			
Sat	23:00	05:00			
Sun	23:00	05:00			



**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon	08:00	08:00						
Tue	08:00	08:00						
Wed	08:00	08:00						
Thur	08:00	08:00				<b>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</b> (please read guidance note 5)		
Fri	08:00	08:00						
Sat	08:00	08:00						
Sun	08:00	08:00						

**State the name and details of the individual whom you wish to specify on the licence as premises supervisor**

<b>Name</b> Malcolm Joseph Barry	
<b>Address</b> 5 Wainsford Court, Wainsford Road, Lymington	
<b>Postcode</b>	SO41 8GD
<b>Personal Licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	

**N**

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

NONE

**O**

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	08:00	08:00	<u>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</u> (please read guidance note 5)
Tue	08:00	08:00	
Wed	08:00	08:00	
Thur	08:00	08:00	
Fri	08:00	08:00	
Sat	08:00	08:00	
Sun	08:00	08:00	

**P** Describe the steps you intend to take to promote the four licensing objectives:

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

Control of sale and supply of alcohol within the licenced premises e.g regular briefings of staff by a Personal Licence Holder.

Risk assessment of whether the use of plastic glasses and decanting from bottles/use of plastic bottles.

Alcohol will only be supplied and consumed in the area shown coloured pink on the attached plan.

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

As a responsible operator, the applicant is aware that there are issues which need to be addressed in an operation of this nature. The following have been considered:

**GENERAL CRIMINAL ACTIVITY**

Persons who look under 23 will be asked for ID before they will be admitted to the premises at certain times or on certain occasions, or sold alcohol. The only ID that will be accepted will be that approved by PASS, photo driving licences or passports.

The training of staff. Their duties will also include checks on customer behaviour.  
Checking of toilets.

**EXCESS CONSUMPTION OF ALCOHOL AND VIOLENT BEHAVIOUR**

Training of all bar staff on legal requirements, which will include a prohibition of selling to or for a person who is drunk.

Not offering irresponsible promotions on drinks that encourage excessive alcohol consumption.

Ensuring that staff, remain vigilant as to customer behaviour and doorstaff will refuse entry to anyone who appears drunk.

**DRUGS**

The applicant will operate a Zero tolerance policy and notices will be displayed to this effect.

The management will co-operate with reasonable suggestions of the Police in connection with their requirements on seizure, reporting etc.

**ALCOHOL HARM REDUCTION STRATEGY**

The applicant proposes to subscribe to the national strategy.

**c) Public safety**

The applicant is aware of the need to ensure that members of the public or staff using the premises are not put at risk.

Wherever practicable, disabled people will not be treated in a less advantageous way than able-bodied people. When disabled people are present, adequate arrangements to enable their safe evacuation in the event of an emergency will exist.

**FIRE PRECAUTIONS**

The applicant is aware of the existing requirement for a Fire Risk Assessment and of the need to comply with it. These will be carried out monthly with weekly fire equipment checks.

The management will ensure escape routes are properly maintained, give guidance on flame retardance of materials and ensure maintenance of emergency lighting.

#### **GENERAL HEATH AND SAFETY**

The applicant is aware of the existing requirements for Risk Assessment and of the need to comply with them. This will include First Aid requirements. These will be carried out monthly

#### **GENERAL**

Regular staff briefings and staff training.

Risk assessment for all types of events.

#### **d) The prevention of public nuisance**

As a responsible Company, the applicant is aware of the need to take all necessary steps to prevent those living and/or working in the area from being caused a nuisance by the proposed activities at the premises.

Take any other reasonable measures to ensure that noise and/or vibration will not emanate from inside the premises such as to cause persons in the neighbourhood to be unreasonably disturbed.

The volume of amplified sound will at all times be under the control of the Licensee/DPS/Management and the controlling mechanism will not be accessible to the public. Noise levels will be monitored and recorded and action taken if the levels are excessive.

No rubbish including bottles will be moved, removed or placed in outside areas between 23.00 hours and 0700 hours.

Noxious smells will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties.

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

The applicant is committed to protect children using these premises to the best of its ability. The site will be family friendly during the day, but where appropriate those under 18 will be excluded from the premises from 1900 if the style of activity following that time is not conducive for young persons.

The applicant is aware of the statutory restrictions and the need to ensure that under 18's are not supplied with alcohol. It is aware of the risk that young persons may try to obtain alcohol on these premises.

The following steps will be taken:

- (a) notices will be displayed advising that persons who look under 23 will be asked for ID before they will be admitted to the premises at certain times or on certain occasions, or sold alcohol.
- (b) Staff will be trained and their training will include this aspect and the need for vigilance.
- (c) No member of staff involved in the sale of liquor will be under 18.
- (d) The ID that is accepted will be only that approved by PASS, photo driving licences and passports.

Under 18's will not be permitted in the premises if the style of entertainment offered is not conducive.

The Portman Group code of Practice and Retailer Alert Bulletins will be followed

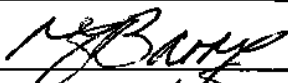
Please tick yes

- I have made or enclosed payment of the fee
- I have clearly marked each envelope with LA2003 on all copies for Environmental and Consumer Protection Services
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- 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 4 – Signatures** (please read guidance note 10)

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

Signature	
Date	18/10/2005
Capacity	

**For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

Consent of individual to being specified as premises supervisor

I MALCOLM JOSEPH BARRY  
[full name of prospective premises supervisor]

of 5 WAINSFORD COURT WAINSFORD ROAD  
LYMINGTON HAMPSHIRE SO 41 2GD

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

PREMISES LICENCE [type of application]

by MALCOLM JOSEPH BARRY [name of applicant]

relating to a premises licence [number of existing licence, if any]

for BEACHCOMBER MARINE DRIVE EAST

BARTON ON SEA HAMPSHIRE GU25 7DZ

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made

by MALCOLM JOSEPH BARRY [name of applicant]

concerning the supply of alcohol at BEACHCOMBER MARINE DRIVE

EAST, BARTON ON SEA, HAMPSHIRE GU25 7DZ

[name and address of premises to which application relates].

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number APPLIED FOR  
[insert personal licence number, if any]

Personal licence issuing authority NEW FOREST COUNCIL, LYNDHURST  
[insert name and address and telephone number of personal licence issuing authority, if any]

MJ Barry signed

MJ BARRY name (please print)

18/10/2005 dated

# \* CONDITIONS \*

ony Hetherington

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From: msbarry@tesco.net  
Sent: 15 November 2005 11:53  
To: Licensing e-mail address  
Subject: [Fwd: Premises Licence application for Beachcomber Cafe]



Beachcomber  
Licensing map #2.d..

From: "Verity Fletcher" <verity.fletcher@NFDC.gov.uk>  
Date: 2005/11/14 Mon PM 02:10:49 GMT  
To: <msbarry@tesco.net>  
Subject: Premises Licence application for Beachcomber Cafe

Dear Mr Barry

Following our meeting on the morning of Friday 11th November 2005, I write to confirm the issues discussed. The following restrictions on the licence were agreed:

1. There shall be a maximum of 12 music events (including live music, recorded music and/or facilities for making music) per year at the premises, with the exception of background recorded music (which is exempted under the act.)
2. After 2300, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises, as defined in a red hashed line on the attached map.
3. Prior to 2300, music and noise emanating from the premises whilst audible, is so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of all noise sensitive premises, as defined in a red hashed line on the attached map.

Noise sensitive premises should be defined as: premises used a 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.

These alterations to the operating schedule detailed above would be sufficient to alleviate my concerns with the application.

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. Once this is submitted I will inform our Licensing department that I do not wish to object to the application. Should these alterations not be made by the end of Wednesday 16th November, I will need to consider whether to object to the application.

>  
>  
>  
> I l c 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.  
>  
>  
>

> Yours sincerely

> 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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<b>To:</b>	All Responsible Authorities under the Licensing Act 2003
<b>Our Ref:</b>	SW\PREM\NEW\11-2005\742\Beachcomber Cafe
<b>Date:</b>	01 Nov 2005
<b>Application Type:</b>	Premises - New Licence
<b>Premise Details: (If Relevant)</b>	Beachcomber Cafe Marine Drive East Barton On Sea New Milton Hampshire BH25 7DZ
<b>Applicant Details:</b>	Mr Malcolm Joseph Barry 5 Wainsford Court Wainsford Road Lymington Hampshire SO41 8GD

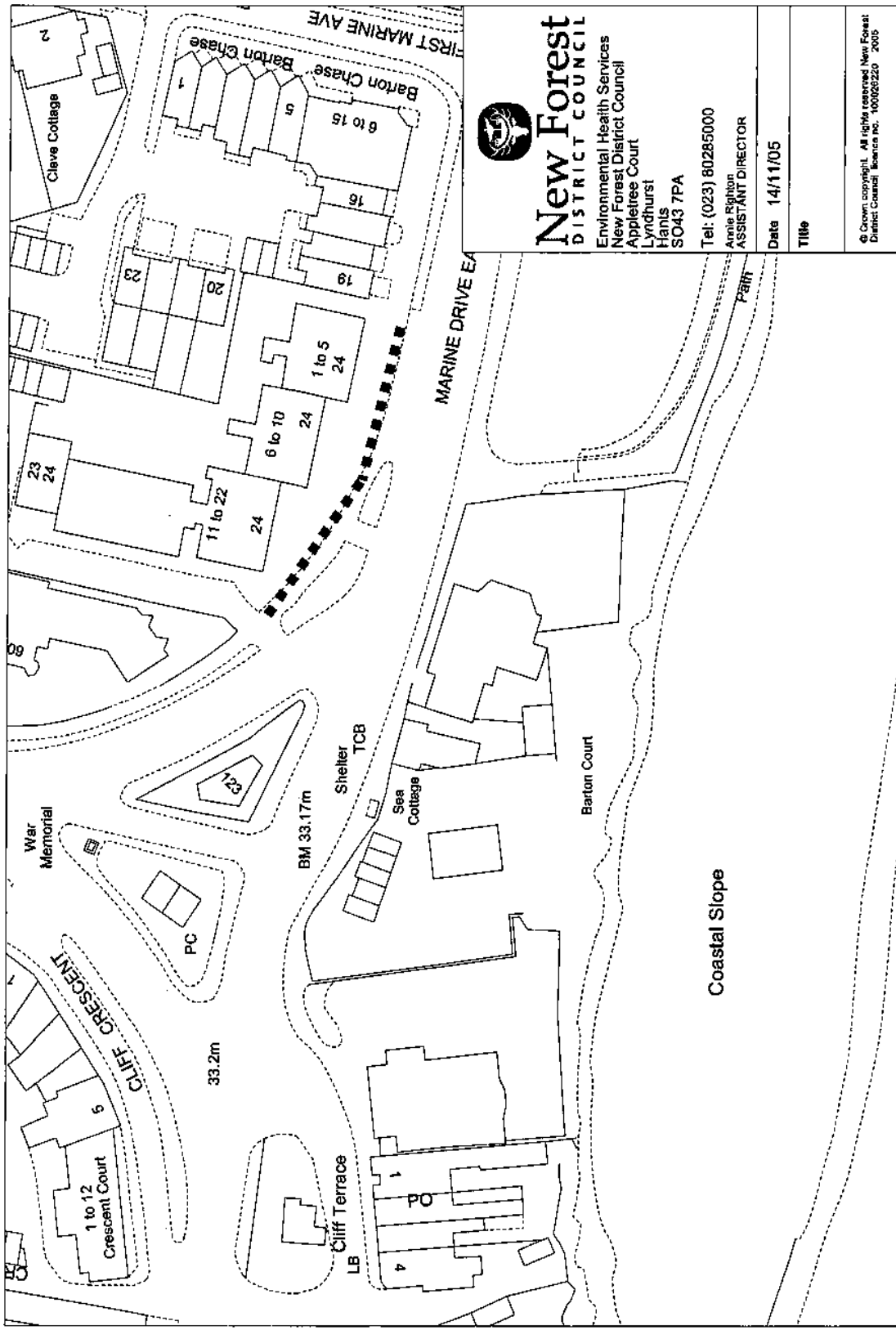
**LICENSING ACT 2003**

**CONSULTATION**

I should be pleased if you will assess the application and, if after due consideration, you wish to make representation you must advise the Council of the details of that representation by no later than **16/11/2005**.

If we do not hear from you by that date we will assume you do not wish to offer a representation and continue with the licence application process.

<p>Response:</p> <p>Following confirmation that the conditions detailed below are to be included in the operating schedule, I do not wish to raise an objection to this application.</p> <p>Verity Fletcher 16.11.05</p> <ol style="list-style-type: none"><li>1. There shall be a maximum of 12 music events (including live music, recorded music and/or facilities for making music) per year at the premises, with the exception of background recorded music (which is exempted under the act.)</li><li>2. After 2300, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises, as defined in a red hashed line on the attached map.</li><li>3. Prior to 2300, music and noise emanating from the premises whilst audible, is so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of all noise sensitive premises, as defined in a red hashed line on the attached map.</li></ol>
--



**New Forest**  
**DISTRICT COUNCIL**  
 Environmental Health Services  
 New Forest District Council  
 Appletree Court  
 Lyndhurst  
 Hants  
 SO43 7PA

Tel: (023) 80285000  
 Annie Roughton  
 ASSISTANT DIRECTOR

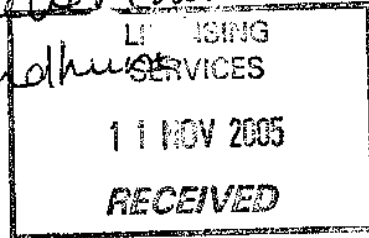
Date 14/11/05

Title

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Licensing Manager  
Appetree Court  
Hyndham

Miss P. FREAN  
2 GROVE ROAD  
BARTON-ON-SEA  
HANTS  
BH25 7DJ.



9/11/05

Dear Sir,

With regard to the recent application put forward by the Beachcomber Café - I strongly object to all three requests.

There is no way a peaceful retirement area should have to tolerate this sort of treatment.

I object to a 24 hour drinking licence, 24 hour inside music and 24 hour outside music.

Our quiet little haven is already changing, but to encourage even more late.

right revellers on to our streets, is ludicrous.

Once again I cannot object strongly enough.

Yours faithfully

Pauline  
(P. FAGAN)

copy



9/1/04

40

MR & MRS H. E. HAMIES  
12. MARINE PROSPECT.  
78 BARTON COURT AVENUE.  
NEW MILTON  
BH 25 7 HC.


DEAR SIR

RE BRANCHMOR CAFE

WE HAVE BEEN HOME OWNERS AT BARTON  
FOR 46 YEARS - WE LIKE THE 'CLIFT TOP'  
AREA AS IT IS NOW 'BY DAY' & 'BY NIGHT.'  
WE DO NOT WANT LATE NIGHT MUSIC,  
OR OTHER ENTERTAINMENT NOISE,  
INTO THE EARLY HOURS OF THE  
MORNING.

90% OF THE RESIDENTS IN  
THIS AREA ARE IN BED BY 11PM.

PLEASE DO NOT ALLOW BRANCHMOR  
TO BECOME A NIGHT CLUB.

Sincerely  


16, MARINE DRIVE,  
BARTON-ON-SEA,  
NEW MILTON, HANTS. BH25 7EG  
UNITED KINGDOM  
FAX +44 (0) 1425 622642  
HOME PHONE +44 (0) 1425 622642  
E-Mail:- denfarthing@aol.com

8<sup>th</sup> November. 2005.

The Licencing Officer,  
New Forest District Council,  
Appletree Court,  
Lyndhurst,  
SO43 7PA.



Dear Sir,

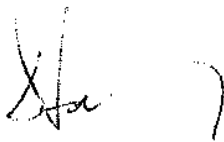
I understand from the not-very-well-displayed notice, that the Proprietor of the Beachcomber Café in Marine Drive East, Barton-on-Sea, has applied for a Drinks Licence with extended opening hours.

This is quite inappropriate for all the reasons I put forward in my objection to the recent similar application made by the Pebble Beach restaurant nearby (a copy of my letter is enclosed), except for the remarks concerning the use of the car park although the matter of my objection to outside entertainment does apply.

I would point out that the premises themselves do not present an ideal drinking venue plus the fact that the Pebble Beach restaurant which has a drinks licence, already caters for late night drinking and is only a matter of a few yards further along the road. Two such premises within that distance in what is essentially a quiet residential retirement area, is unnecessary and unwelcome.

For these reasons I wish to object to this Application.

Yours faithfully,



DJ.Farthing

I wish to comment on and register my objection to some elements of the above Application. First as a matter of Public Nuisance.

Pebble Beach is situated in a residential area and overlooked by privately occupied multi tenancy buildings as well as being surrounded by private houses. As such, Pebble Beach is an inappropriate location for late night drinking. It will attract binge drinkers unable to get late drinks at the only Pub in Barton (the Sandpiper) and the Rydal in New Milton if those establishments do not stay open late. Even if they do, Pebble Beach will still be an attraction for drinkers with the high possibility of noisy and unruly behaviour in the small hours when residents are trying to sleep. Any music or other noisy entertainment should be confined to the inside of the restaurant.

There is a similar risk of undue noise if the restaurant car park is used for loud music and especially for Karaoke until late into the night. By using the car park thus, cars will be forced to park in the street, leading to more noise from rowdiness from those leaving late and the slamming of car doors outside homes. Surely, a car park is an essential prerequisite for a restaurant.

This is all made worse when such outside entertainment can only take place in summer months when the weather is clement and local people will want to have their windows open .

As to the matter of Public Order, I have already mentioned the potential to attract unruly drinkers with a risk of wanton vandalism invariably associated with drunkenness which we can see from Media comments every weekend. The Police are already overstretched and will find it difficult to maintain Public Order.

Finally, Pebble Beach is a licensed Restaurant. The proposal to keep the Bar open until three in the morning changes the user of the premises to a purely drinking premises and this, I believe, should be more properly dealt with under Planning rather than Licensing.

I request that the application to extend purely drinking hours and the staging of outdoor entertainment be refused.

WED 9/NOV/05

FLAT 14 BARTON CHASE

BARTON-ON-SEA.

LICENSING  
SERVICES

11 NOV 2005

RECEIVED

Dear Sir,

RE. BEACHCOMBER CAFE, B.O.SEA.

I wish to place on record  
my objection to the proposed  
application for a premises licence  
for 24 hour live music & dancing  
both inside & outside the cafe,  
(Beachcomber).

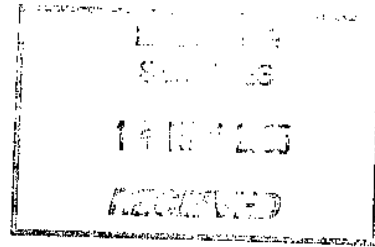
The idea of live music & dancing  
is ludicrous, & what type of  
person would it attract?

Barton-on-Sea is a safe & lovely  
quiet place to live, which  
appeals to families with young  
children & elderly residents,  
& please allow it to remain  
that way.

Yours faithfully  
I. M. KEYLAND



9 Shoreacre, 24, Marine Drive East,  
Barton on Sea, Hampshire. BH25 7DT  
ido@adconsult.fsnet.co.uk



10<sup>th</sup> November 2005

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

Dear Sir/Madam,

**Re:- Application by The Beachcomber Café**  
**Marine Drive East, Barton on Sea**

I have today been advised through word of mouth of an alleged application by the Beachcomber Café for a 24 hour opening and alcohol sale licence, and a live music and dancing licence both inside and outside the premises on a 24 hour basis.

I would ask you to note that I have had to refer to an alleged application and to my awareness of it being only by word of mouth, since there has been no form of notice delivered to local homes nor has there been any notification posted on the café accessible to interested parties. Again due to this failure to communicate as is required by statute, no exact date is known as to when objections should be filed.

Nonetheless the application, if granted, would fundamentally change a predominantly residential area of primarily more elderly people.

The nature of the application (viz 24/7 alcohol, music and dancing) is a clear indication of the prospective clientele, that being youth, young adults and regular partyers. Public transport access to the area is very limited and thus most would travel by car or use taxis. The café has no parking facilities at all and consequently parking would be in the roadway. With a 24 hour license the arrival and departure of cars with perhaps high spirited occupants through the night would, without question, constitute a noise pollution of unprecedented levels. A risk assessment would doubtless show an increased likelihood of serious accident to the predominantly elderly community who are less able to 'dodge' the drivers.

Those who choose to use taxis will have little regard to the frequency of taxi arrival and departure (and associated noise) which realistically could amount to scores of visits on a daily/nightly basis.

Given the demographics of the area, the granting of such licences and the resultant clientele would create fear in the community, both for the safety and welfare of the local residents and for their property. This, in an area where residents have paid premium prices for property that has a history (and prospective future for that matter) of gentile and trouble free retirement.

The infra-structure of the immediately surrounding residential properties is that of compact apartments and thus has a population of substantially higher density than if comprised of individual houses. The impact of the likely disruption will thus be to a greater number of people than is normal.

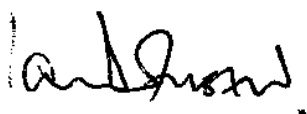
The combination of location of the café (abutting the sea front), the nature of the services to be provided and the likely characteristics and behaviour of the prospective clientele will doubtless require substantially greater policing in the immediate area. Such policing will create greater costs and require increased police manpower. The cost of such increases would not be appropriate to be passed on to local residents ( I amongst many would object most vehemently), but more appropriately absorbed by the applicants. With such a covenant the applicant may wish to re-consider the application.

The application in its present form signifies a lack of consideration to the immediate community and infrastructure and equally does not take into consideration the restrictions of the design, layout and attendant facilities of the building which is currently clearly for use as a cafe.

Whilst I do not object to occasional revelry, to subject local residents to the possibility of such revelry occurring on a 24/7 basis (which the application would permit) is clearly 'con bono publico'.

Regretfully, the contravention of notification requirements may lead to less objections than would be anticipated.

Yours faithfully,

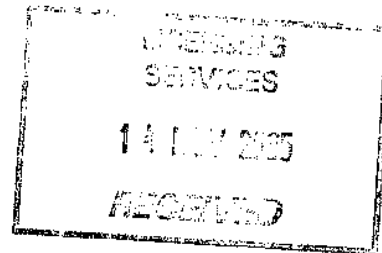


Ian D Austin

**H A BARTLETT  
15 WESTMINSTER COURT  
MARINE DRIVE  
BARTON-ON-SEA  
HAMPSHIRE  
BH25 7EL**

10 November 2005

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



Dear Sir

**Re: Application for Licence to Serve Alcohol  
Beachcomber Café, Barton-on-Sea**

The majority of people living in the immediate vicinity of the Beachcomber Café are retired and moved to this area because of its tranquil nature.

Whilst we understand their reason for a licence to serve alcohol with the meals, we object strongly to the present opening hours being extended into the late evening and beyond. Is it their intention to turn it into a nightclub?

The premises does not lend itself to night entertainment with all its raucous noise especially when aided by excess alcohol. It is not equipped with modern air conditioning, which would mean having doors and windows open thus allowing extra noise to permeate the surrounding area causing considerable public nuisance and annoyance.

Yours faithfully

**H A Bartlett  
Chairman, Resident's Association**

*Sec. P. Reeves - Director -  
7, Westminster Court*

*Jan D. Elliot DIRECTOR 10, Westminster*

*E. J. Payne 2-WESTMINSTER COURT DIRECTOR.*

*June Dammitt 5 Westminster Court.*

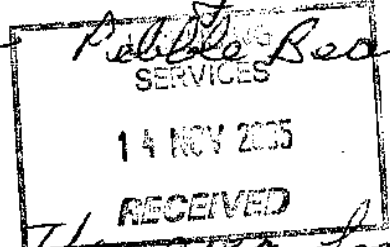
*Joan M. James 14. Westminster Court. Director.*

10/21/05

1

Re: BEACHCOMBER CAFE

I have the same objections to the items submitted on the application by Mr Barry as I did to ~~Public Beach~~ Application.



This is not ~~the~~ area for the items being applied for -  
Live music 24 hrs a day  
Live dancing 24 hrs a day.  
& I believe the Police have recommended that alcohol ceases to be sold after 11:00pm.  
I hope this is the case.

Residents will once again have problem of car parking late night / early morning

leavers. - door slamming eat,  
e - litter - Beer cans eat.

Please consider Barton  
Residents. & limit closing to  
11:00pm / 12:00pm, with maybe  
~~two~~ late night a year for  
special occasions.

Thankyou

S R Sparks

Mrs S. R. Sparks  
Flat 9, Marine Prospect  
78, Barton Ct Ave.  
Barton on Sea  
BH. 05 7HQ.

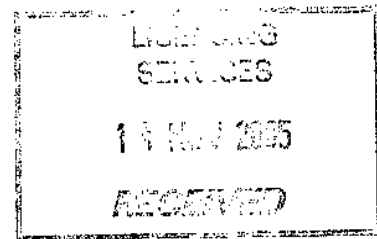
4 Grove Road

Barton-on-Sea

New Milton

Hants. BH25 7DJ

11th November 2005



The Licensing Manager  
New Forest District Council  
Application Court  
Lyndhurst SO43 7PA

Dear Sir,

Beachcomber Cafe, Barton Cliff Top

I object most strongly to the application by the Beachcomber Cafe for a 24 hour licence, with music and dancing, inside and outside their premises.

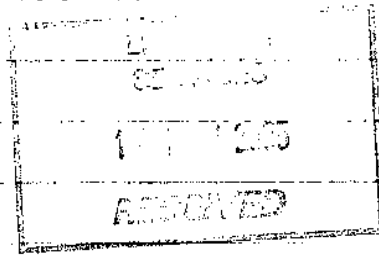
This could result in an influx of persons interested only in drinking, dancing and partying to the great detriment of the locality, resulting in noise and drunken behaviour.

Barton-on-Sea is a quiet area enjoyed by residents and visitors alike because it is so peaceful. If a 24 hour alcohol licence were granted, the tranquility and ambience of Barton-on-Sea would be lost forever.

Yours faithfully

M. Sully (MS)

4 GROVE RD  
BARTON-ON-SEA  
NEW MILTON  
HANTS  
BH 25 7DJ  
11TH NOV 05



Dear Sirs

REF LICBOOR LICENCE EXTENSION BEACHCOMBER CAFE' B.O.S

I would like to record my dissatisfaction at the prospects of a 24 Hour Licence being granted to the BEACHCOMBER CAFE' for the sale of Intoxicating Liquors, plus dancing both inside and out side.

Barton-on-Sea is a local community where the residents are in the main elderly, and has remained a quiet close knit area, where persons have come to expect a peaceful retirement.

Allowing 24 HR revellers would subject those who live on the Sea front and surrounding area to unacceptable noise and disruption, with the likely accompaniment of drunkenness, property damage, abuse, and loud noise.

Given that the Police are already over stretched in this area this development would constitute a further possible problem for them.

I would therefore advise The Licensing Manager of my strongest objection to all of this application.

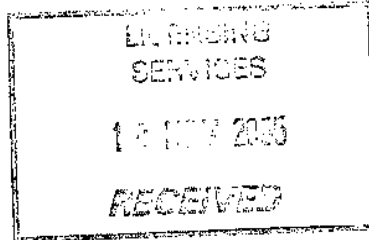
James J. Smith

## PETER & NOREEN PREVOST

The Chase, 10 Mariners Reach, Marine Drive East,  
Barton-on-sea, New Milton, Hampshire BH25 7ER

Telephone ## 44 (0) 1425 623271

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



Dear Sir,

11<sup>th</sup> November 2005

### Licences for sale of alcohol and provision of live music and dancing inside and outside the Beachcomber Café, Barton-on-Sea

We have just become aware of the above proposal and are very concerned that this development, if approved, will bring about a serious deterioration in behaviour along Marine Drive, Marine Drive West and Marine Drive East, the adjoining roads and the foreshore.

We moved into the area from Surrey almost twelve months ago knowing that it was a quiet and safe area. We are both aged in our late seventies. It has been a joy to witness people of all ages quietly enjoying themselves on the cliff tops and roundabout. Occasionally we hear of some misbehaviour on the beaches but so far that has not inconvenienced or disturbed us.

There are two places on the sea front which cater for our various needs, namely the Pebble Beach Restaurant and the Cliff House Hotel.

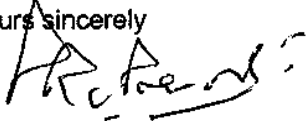
If the Beechcomber was to become a Bar with Music and Dancing then this would inevitably bring in a different set of people. It would be difficult for the owners/managers to limit consumption of alcohol to their own premises and they would not be able to control/influence the behaviour of their customers.

Dancing would unavoidably spread to the cliff top and down the slope to the beach. This would:-

- a. encourage crime (drug trafficking, drug taking and criminal damage to beach huts etc)
- b. lead to general disorder, public nuisance, endanger public safety and harm any children caught up in it all.
- c. cause distress to the large number of elderly people who live in the area.

Please note our concerns and objections to the applications.

Yours sincerely



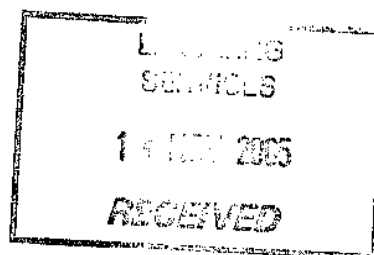
Peter Prevost.

Copies to:-

K Henderson, Henderson Gillespie-Smith (Agents for our Freeholder -Pennyfarthings), 37/39 Station Road, New Milton, Hampshire, BH25 6HR

Councillor Goff Beck, 24 Vectis Road, Barton-on-Sea, Hampshire BH25 7QF





The Licensing Officer  
NFDC  
Appletree Court  
Lyndhurst  
SO43 7PA

S. P. & J. P Harbour  
18 Barton Chase  
First Marine Ave  
Barton on Sea  
BH25 7TQ

10/11/2005

Dear Sir/Madam

We write in objection to the licence application by Mr Barry at the Beachcomber Cafe, Barton on Sea for the following (abridged):

- A 24 hour opening and a 24 hours drinks licence
- The use of the premises for live and recorded music, dancing, both inside and outside 8am - 8pm
- Late night refreshment 11-5

Barton on Sea is a quiet residential area. Primary reasons for choosing to live in the area are its quiet and peaceful nature, particularly in the evening time. The area is occupied predominantly by elderly and retired people.

We ourselves own the above property but at the moment lease it to a long term tenant who chose the property for it's quiet location and family friendly atmosphere.

The basic grounds for objection are as follows:

#### Public nuisance

1. Barton on Sea is a predominantly elderly population and is a residential area first and foremost. Whilst it attracts tourist trade and businesses which operate during the day and early evening, the residents currently enjoy a certain degree of peace and quiet in the early and late evenings. This would very likely be interrupted/disrupted by increased traffic, people and noise and their quality of life thus impaired.
2. Increased numbers of people (especially with drink) on the cliff top area late at night will increase noise and the likelihood for trouble. The wooden shelters on the cliff top are already predominantly used as urinals late at night - a nuisance which will likely be intensified. A 'café' opening all night for drinking and refreshment is also extremely likely to attract a young and boisterous clientele, which can't properly be policed in this area.
3. The café has a large outside seating area which will no doubt be utilised for outdoor drinking, generating noise and likely trouble. There are many dozens of residential flats and houses within a few yards of the café which would be caused a significant nuisance if Café trade noise and traffic carried on beyond current daytime opening hours. During the evening the cliff top area is typified by its quiet and peaceful nature. A 'café' with a late night drinking/refreshment licence would not be conducive to that environment. Car parking and the noise it creates (loud talking, door

banging etc) is already a problem we endure and would no doubt be worsened if there was an additional reason to visit the cliffs at night-time.

4. Increased numbers of people are likely to be attracted to the beach area at night time. The beach is not lit, is uneven underfoot and is not regularly patrolled by safety or police officers. It is therefore not only an 'accident waiting to happen' for late night revellers, but also potentially an area of risk for crime and disorder. It is certainly not very safe to be on Barton Beach late at night. Additional council funded investment would undoubtedly be required in order to make the area safe from liability.
5. There is already a huge litter problem on Barton beach and cliff top, which would only be exacerbated. There have also been ongoing problems with Beach huts being damaged. Increased numbers of people in the area late at night increase the likelihood of an accident happening
6. Coastal winds already carry noise and cooking smells during the daytime. In the quieter evening time (a time of rest), this noise pollution will cause even greater nuisance.

#### Public nuisance & safety

7. There is precious little car parking in Barton and this would add to the load currently being borne by the small local roads, particularly in the evenings.
8. In practice, the public car parks are little used, with visitors choosing instead to park free of charge on the local roads where possible. This often results in overcrowding, local cars being scratched damaged, and driveways being obstructed. The cliff top roads are already mainly used as overfill parking for the Cafe, which has limited parking as is. Double yellow lined areas are already being used for parking and this will only intensify. It is already a problem getting large vehicles such as ambulances and fire engines through the small roads during the busy daytime period. This would be exacerbated into the evening time.

#### Public safety

9. Increased numbers of people (with drink) at the cliff top late at night could prove hazardous to their own safety
  - a. the cliffs are high and sheer
  - b. there is inadequate lighting
  - c. there are no safety fences

The Beachcomber café already opens 364 days a year from 9-6pm. It serves breakfasts and lunches and serves mainly a daytime tourist trade and locals. The occasional glass of wine is served with Sunday lunch to mostly elderly patrons.

We believe that the intention of this application is to add to its current daytime activities - expressly changing the use of the café into an evening venue and all-night drinking establishment (alcohol or otherwise). The place for a venue of this nature is not a quiet residential area. There are plentiful town centre properties that are available to suit this purpose.

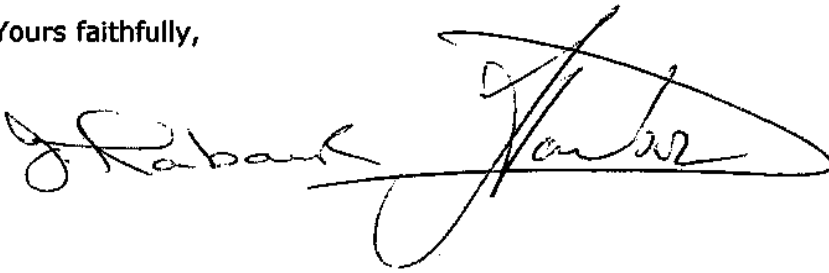
Evenings are currently the only time that residents get any respite from tourist trade and vehicles. We do not believe this application serves in the interests of

the local residents, and in fact will cause a considerable nuisance, fundamentally changing the whole tone and feel of the area.

We actively object to any extension of the Café's current licensing hours and stipulations (beyond current hours), nor do we support use of the establishment for music or dancing.

We would welcome site visits from the Licencing Manager and his/her officers, as well as from the Chairperson and Council members of any subsequent public hearing. We believe it is vitally important that the quiet and residential nature of the area is taken into account when considering any extension beyond current opening hours.

Yours faithfully,

A handwritten signature in black ink, appearing to read "J Rabour". The signature is written in a cursive style with a large, sweeping flourish at the end.

4B Cliff Crescent  
Marine Drive  
Barton on Sea  
Hants.

November 14, 2005

Dear Sir,

As a director of Cliff Crescent Management and therefore a resident of Barton on Sea, I am writing to object to the granting of a 24 hour opening and drinking (alcohol) licence for the Beachcomber Cafe.

I also object to the granting of a licence for live music and dancing inside and outside.

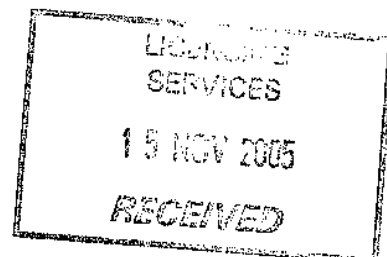
You will be aware that many of the residents of Barton are elderly. My wife and I are both working in the nursing and care profession and work unsociable hours and are extremely perturbed at the prospect of loud, anti social behaviour that the Beachcomber is bound to attract if such a licence is granted.

We urge you to reject this application. Barton on Sea is a quiet, residential area and we wish it to remain so.

Yours faithfully,



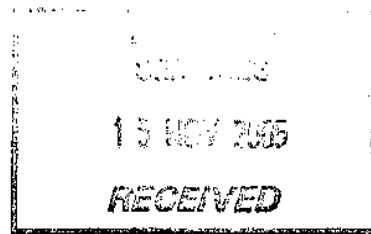
R MURROW.



2 Grove Road.  
Barton-on-Sea.  
New Milton  
Hants.

BH25 7D5  
13/11/05

Licensing Manager.  
Appellate Court  
Lyndhurst.  
SO43 7PA



Re License Application by Beachcomber Café  
Barton - Cliff Top.

Dear Sir,

I wish to register my strong objection to the above application for the drinking of alcohol, and live music & dancing inside and outside for 24 hrs. a day.

Barton on Sea is a quiet residential area, and should remain so. Granting this license would bring a noisy element from many other areas, promoting rowdiness and vandalism.

There has been an increase of anti social behaviour over the past few years and the residents of Barton do not wish to lose the right to quietness and safety.

Yours faithfully  
E. Fagan

48

(MRS E. FAGAN)

Tony Hetherington

Please enter on system as 'Objection'

**From:** Tony Hetherington  
**Sent:** 11 November 2005 10:06  
**To:** 'housecm@ftnetwork.com'  
**Subject:** Licensing Act 2003., Objection to Licence Applications-:BEACHCOMBER  
**Importance:** High

Dear Mr House,

Thank you for your email. An official acknowledgement letter will be sent to you in due course.

Kind regards,

Tony Hetherington

Licensing Act  
Tel: 023 8028 5449  
Fax: 023 8028 5596

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

**From:** housecm@ftnetwork.com [mailto:housecm@ftnetwork.com]  
**Sent:** 10 November 2005 11:59  
**To:** Licensing e-mail address  
**Subject:** How to Object to Licence Applications

Dear NFDC,

I understand that the Beachcomber Cafe on Marine Drive Barton-on-Sea, is asking for a 24 hour opening licence to cover music, drinking and dancing on a 24 hour basis, although I have not seen the application notice.

If this is true I should like to object on the grounds that this would be a nuisance in a residential area and a significant change from existing use as a cafe open 7 days a week from about 10am to 6pm which provides an excellent amenity to residents and visitors.

I am Colin M House, 34 Marine Drive East, Barton-on-Sea.

Yours C M House.

---

Visit the web site of the Financial Times at <http://www.ft.com>

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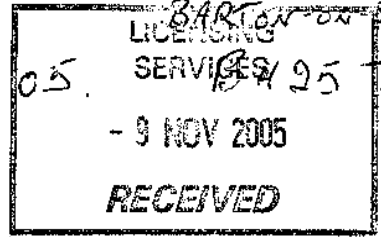
This e-mail has been scanned for all viruses by Star. The service is powered by MessageLabs. For more information on a proactive anti-virus service working around the clock, around the globe, visit: <http://www.star.net.uk>

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COUNCIL LICENSING OFFICER  
APPLE TREE COURT,  
LYNDHURST 8043 TPA

18, SHURE ACRE,  
24 WARINED RIVER  
BARTON ON SEA

7-11-05.



Dear Sir/Madam,

It was with horror that we learned of an application submitted by the proprietors of the Beachcomber Cafe, Barton Cliff Top, Barton-on-Sea for premises licensing for the following:-

- 24 HR opening and drinking of alcohol licence
- Live music & dancing inside 24hrs a day.
- Live music & dancing outside 24hrs a day.

License application has not been clearly posted in the cafe.

We as residents living immediately

opposite these premises object - object  
most strongly.

This licence cannot be granted.  
Most residents are unaware of  
this potential disaster for this area.  
Most residents moved into this area  
because of the gentle and quiet  
ambience

We as residents pay our council  
tax. We need to be supported  
in this objection.

Please please support us and  
leave Barton-on-Sea a decent  
place in which to live.

Yours Sincerely  
& hopefully

A & B A. Latham (LITAM)





7, East Marine Ave.,  
Barton on Sea  
New Milton  
Hants.  
12.11.05

Dear Sid,

We very strongly oppose  
the 24 hr. opening for the Beachcomber Cafe  
Barton on Sea.

Thank you for sending details & hope  
something can be done regarding this matter.

Yours sincerely  
Oliver David Abbott

Tel./Fax. 01425 620644 **NSHIG**  
**SERVICES**

15 NOV 2005

To COUNCIL **RECEIVED**  
NEWMAN OFFICER

3, Grove Gardens,  
Grove Road,  
Barton on Sea,  
New Milton,  
Hampshire.  
BH25 7HJ  
11<sup>th</sup> NOV. 2005

Dear Sirs.

I understand the Beachcomber Cafe,  
Barton-on-Sea Cliff Top have submitted an  
application for a premises licence for the  
following:-  
24 Hour opening and alcohol drinking  
licence.  
live music and dancing inside and  
outside 24 hours for day.

The application on the premises is not very  
prominent and has only just come to my  
notice.

Barton is a quiet, safe place to live and  
I believe that if the Beachcomber Cafe's application  
is approved it will increase considerably  
the amount of traffic and the noise will  
be intolerable.

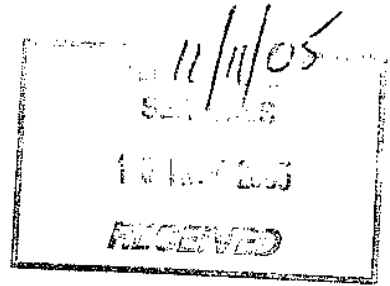
I wish to object to this  
application and would be pleased if  
you will note my objection accordingly.

Yours faithfully  
S.W. Newton.

Beachcomber  
Application.

10 Marine Prospect,  
Boston Ct. Ave.,  
Boston - on - Sea  
BH25 4HQ

M. J. D. C.,  
Licensing Manager,  
Appletree Ct.,  
Lyndhurst, SO43 4PA.



Dear Sir, I strongly object to the  
licensing application which the Beachcomber  
Cafe' have applied for, along the  
same lines as already stated in detail  
in my recent letter regarding the

P.T.O.

Pebble Beach Restaurant, as indeed  
do all local residents. This is  
not the area for such a proposal.

Please give this your careful  
consideration for the sake of all  
local residents.

Yours faithfully,

D. E. Richardson

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

5 Manie Prospect  
78 Baton Court Avenue  
New Millon  
BH 25 7HQ

14 November 2005

Dear Sir/Madam,

Beachcomber Cafe, Manie Drive, Baton on Sea

We wish to object to the application for an extended opening and drinking licence in respect of the above premises.

Such an extension would undoubtedly lead, in the late evening and night, to antisocial behaviour in terms of drunkenness, threatening rowdiness, and undue noise which would be entirely inappropriate in what is a quiet residential area.

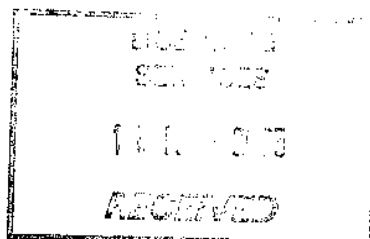
Yours faithfully



J K BADEN

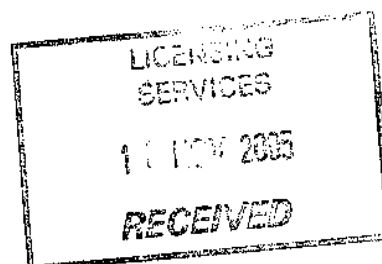


K E BADEN



Mr. S. Aindow  
29, Beach Avenue,  
Barton on Sea,  
New Milton,  
BH 25 7EH

14, November, 2005



The CCTV and Licensing Manager,  
Licensing Services,  
New Forest District Council,  
Appletree Court,  
Lyndhurst,  
Hants. SO43 7PA

Dear Sir /Madam,

Licensing Act 2003 Application for Premises Licence  
Beachcomber Café, Marine Dive East, Barton on Sea.

I wish to object to the above licence application on the following grounds:-

Prevention of crime and disorder / Public safety.

I strongly believe that this type of licence at these premises will attract an undesirable element of clientele particularly from young persons taking advantage of the sale of alcohol late into the evening and quiet hours. It is very likely that Barton residents would frequently suffer criminal damage to their properties from intoxicated patrons leaving the licenced premises. Their actions could also lead to verbal abuse and common assault on local residents as well as noise disturbance during the quiet hours. This is now becoming common place in society and should not be tolerated.

Barton residents deserve a better quality of life than that being imposed on them. Police response times are already under strain causing attendances to be prioritised and it is worrying that the police may not be able to respond immediately in their line of duty in protecting the public.

Prevention of public nuisance.

I am very concerned about the provision of regulated entertainment and the noise levels that are likely to be generated at the premises causing disturbance to residents in a relatively quiet and peaceful neighbourhood.

This provision would also create an unwelcome change of character to the area.

Yours sincerely,



5 Barton Chase  
First Marine Avenue  
Barton on Sea  
Hants. BH25 7TQ.

The Licensing Officer

NFDC

9<sup>th</sup>. November 2005.

Appletree Court  
Lyndhurst  
SO43 7PA.

## **Dear Sir/Madam**

We write to object to the Application for a Premise Licence made by M.J.Barry of The Beachcomber Café, Marine Drive East, Barton on Sea.

The grounds for the objection are:

Barton on Sea has a predominantly elderly population and a residential area, where during the evenings a certain degree of peace and quiet is enjoyed. The area is also enjoyed by holiday families.

Should any part of this application be granted it would draw large numbers of people to the area who would cause nuisance with extra motor cars parking and when leaving extreme noise until the early hours of the morning.

Immediately opposite the café are numerous dwelling units occupied by mostly elderly people who have retired to Barton on sea to enjoy a quiet and peaceful environment .

As for providing live and recorded music there and on the Garden Patio the noise would be excessive and carry for quite some considerable distance causing much distress for many residents.

I WOULD MENTION AT THIS POINT THAT IN 2003 AN APPLICION NUMBER 79144 WAS MADE TO THE NFDC FOR A RESTAURANT AND TAKE AWAY LICENCE AT 1 CLIFF TERRACE, BARTON ON SEA WHICH WAS REFUSED ON THE GROUNDS OF PUBLIC HEALTH AND UNCONTROLABLE NOISE. THIS WAS AGAIN REFUSED IN 2004 ON APPEAL. THE REFUSAL GROUNDS BEING UPHELD. [ Official Copies of the refusals attached].

Protection of Children From Harm.

It is a well known fact that music attracts the younger element and would be an encouragement to hang around the the Cliff Top having their own Cliff Top party with their cans and bottles of Alco Pops [whilst listening to the music provided by the Café.]

Prosecution and arrests for alcohol related offences committed by under 18 year olds has increased by 25%. In Dorset alone figures for the arrest of Juveniles for Alcohol offences had doubled from 1997 to 2003.

With no supervision of the youngsters how long would it be before a Cliff Top tragedy ??

In all a totally unacceptable Application by the Licensee, plus the Health and Safety aspect including the Fire hazards of the building.

**Yours faithfully**



Mr. and Mrs. B. HICKS.



NEW FOREST DISTRICT COUNCIL  
TOWN AND COUNTRY PLANNING ACT 1990

---

DUA Architecture  
Beechnut Studio  
Bramble Lane  
Christchurch  
Dorset  
BH23 5NB

Application number: 79144

AP/03/700/ALP/114588a  
21.8.03.

Applicant: Mr M Caddy

Date of application: 12th August 2003

**THE NEW FOREST DISTRICT COUNCIL** as the Local Planning Authority **REFUSE PLANNING PERMISSION** for the following development:

**Use as Chinese Takeaway**

At: **1 Cliff Terrace, Barton on Sea, NEW MILTON**

This decision has been taken in respect of the plans and particulars which were submitted with the application and which are attached to this notice.

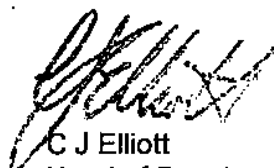
**Reason(s) for Refusal**

1. By reason of its location and close relationship to neighbouring residential accommodation, the premises are considered inappropriate for the proposed use because such a use is likely to lead to unacceptable nuisance from smell and noise unduly harmful to local amenity. No information has been given within this application to demonstrate that a satisfactory degree of control ~~over the noise~~ and odours associated with the operation of such a use can be achieved. For this reason, the proposal is contrary to policies DW-E1 and DW-E34 of the adopted New Forest District Local Plan and policies of the First Alteration Revised Deposit of that Plan.

**Notes to applicant**

1. Important notes, including the rights of appeal, are set out on a sheet attached to this notice and you are advised to read these carefully.
2. Please note that this decision relates to amended details received by the Local Planning Authority on 27th August 2003.

Date: 9th October 2003



C J Elliott  
Head of Development Control  
Appletree Court  
Lyndhurst  
Hampshire SO43 7PA

DC1001MW



# Appeal Decision

Site visit made on 21 September 2004

by **Susan A F Simpson LLB Solicitor**

an Inspector appointed by the First Secretary of State

The Planning Inspectorate  
4/09 Kite Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol BS1 6PN  
☎ 0117 372 6372  
e-mail: enquiries@planning-  
inspectorate.gsi.gov.uk

Date

29 SEP 2004

Appeal Ref: APP/B1740/A/04/1145889

1 Cliff Terrace, Barton-on-Sea, Hants BH25 7EA

- The appeal is made under section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission.
- The appeal is made by Mr M Caddy against the decision of the New Forest District Council.
- The application Ref 79144 dated 12 August 2003, was refused by a notice dated 9 October 2003.
- The development proposed is a change of use from Delicatessen to Chinese Take-away.

## Decision

1. For the following reasons, and in the exercise of the powers transferred to me, I hereby dismiss the appeal.

## Reasons

2. The appeal premises comprises one of the ground floor commercial units situated within a short terrace of properties found along Cliff Terrace. Above the units are two floors of residential accommodation. To the east of the terrace is the Pebble Beach restaurant. Opposite, and on the other side of a relatively wide road, is a block of flats and various other commercial and residential properties.
3. Whilst I accept that patrons of the proposed take-away may well include families collecting orders to eat at home, equally, there could be other customers less inclined to disperse from the area so easily. Exuberant behaviour generated by these customers and the regular comings and goings of patrons in general - particularly those using the car and playing music - would mostly take place in the vicinity of the appeal unit due to the convenient kerbside parking to the front of the terrace of properties. Given the proximity of the habitable rooms in the flats above the commercial units to these activities, I consider the noise associated with them would unduly disturb the occupiers of these premises.
4. I accept that the highest specification of odour control equipment when properly installed, maintained and used can effectively deal with cooking smells and fumes. However, as no specific details have been provided of the proposed extraction system, I am unable to establish in this case whether it would be possible, for example, to physically run the flue away from the residential properties above, in order to reduce the cooking smells to an acceptable level. Given the representations made by the occupiers of one of these flats relating to the emission of cooking smells from the operation of the authorised use of the appeal unit, I find there to be insufficient information to conclude that this proposal would not cause a nuisance from smells and fumes to those living nearby. Combined with the noise and disturbance that I have already identified, I conclude that the development would unacceptably detract from the standard of residential amenity which occupiers of the flats

above the commercial units can expect to enjoy in this location. It follows, therefore, that I find the development to be contrary to Policies DW-E1 and DW-E34 of the adopted Local Plan.

5. In arriving at my decision I have taken into account all the other matters raised including the Appellant's argument that the Council has failed to produce the necessary evidence to substantiate its case, the references to national advice contained in Planning Policy Guidance Notes 1,4 and 6 and that the neighbouring A3 use has been approved in this location. In respect of the latter, I do not consider that the pattern of vehicular and general activity generated by patrons of this establishment would be directly comparable to that associated with this scheme. I have also considered the proposal in the light of the Appellant's suggested hours of opening and whether the use of conditions generally would overcome the objections to the development. However, having had due regard to all these matters I find none to be of sufficient weight to alter the conclusions I have reached.

*J. A. Simpson*  
INSPECTOR

NEW FOREST DISTRICT COUNCIL  
TOWN AND COUNTRY PLANNING ACT 1990

---

DUA Architecture  
Beechnut Studio  
Bramble Lane  
Christchurch  
Dorset  
BH23 5NB

Application number: 79144

AP/31700/03/1195/89  
21.10.03

Applicant: Mr M Caddy

Date of application: 12th August 2003

**THE NEW FOREST DISTRICT COUNCIL** as the Local Planning Authority **REFUSE PLANNING PERMISSION** for the following development:

**Use as Chinese Takeaway**

At: **1 Cliff Terrace, Barton on Sea, NEW MILTON**

This decision has been taken in respect of the plans and particulars which were submitted with the application and which are attached to this notice.


**Reason(s) for Refusal**

1. By reason of its location and close relationship to neighbouring residential accommodation, the premises are considered inappropriate for the proposed use because such a use is likely to lead to unacceptable nuisance from smell and noise unduly harmful to local amenity. No information has been given within this application to demonstrate that a satisfactory degree of control over the noise and odours associated with the operation of such a use can be achieved. For this reason, the proposal is contrary to policies DW-E1 and DW-E34 of the adopted New Forest District Local Plan and policies of the First Alteration Revised Deposit of that Plan.

**Notes to applicant**

1. Important notes, including the rights of appeal, are set out on a sheet attached to this notice and you are advised to read these carefully.
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Date: 9th October 2003

  
C J Elliott  
Head of Development Control  
Appletree Court  
Lyndhurst  
Hampshire SO43 7PA

DC1001MW



# Appeal Decision

Site visit made on 21 September 2004

by Susan A F Simpson LL.B Solicitor

an Inspector appointed by the First Secretary of State

The Planning Inspectorate  
408 Kite Wing  
Temple Quay House  
2 The Square  
Temple Quay  
Bristol BS1 6PN  
☎ 0117 372 6372  
e-mail: enquiries@planning-  
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Date

29 SEP 2004

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## Decision

1. For the following reasons, and in the exercise of the powers transferred to me, I hereby dismiss the appeal.

## Reasons

2. The appeal premises comprises one of the ground floor commercial units situated within a short terrace of properties found along Cliff Terrace. Above the units are two floors of residential accommodation. To the east of the terrace is the Pebble Beach restaurant. Opposite, and on the other side of a relatively wide road, is a block of flats and various other commercial and residential properties.
3. Whilst I accept that patrons of the proposed take-away may well include families collecting orders to eat at home, equally, there could be other customers less inclined to disperse from the area so easily. Exuberant behaviour generated by these customers and the regular comings and goings of patrons in general - particularly those using the car and playing music - would mostly take place in the vicinity of the appeal unit due to the convenient kerbside parking to the front of the terrace of properties. Given the proximity of the habitable rooms in the flats above the commercial units to these activities, I consider the noise associated with them would unduly disturb the occupiers of these premises.
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above the commercial units can expect to enjoy in this location. It follows, therefore, that I find the development to be contrary to Policies DW-E1 and DW-E34 of the adopted Local Plan

5. In arriving at my decision I have taken into account all the other matters raised including the Appellant's argument that the Council has failed to produce the necessary evidence to substantiate its case, the references to national advice contained in Planning Policy Guidance Notes 1,4 and 6 and that the neighbouring A3 use has been approved in this location. In respect of the latter, I do not consider that the pattern of vehicular and general activity generated by patrons of this establishment would be directly comparable to that associated with this scheme. I have also considered the proposal in the light of the Appellant's suggested hours of opening and whether the use of conditions generally would overcome the objections to the development. However, having had due regard to all these matters I find none to be of sufficient weight to alter the conclusions I have reached.

*S. A. J. J. J.*  
INSPECTOR

Flat 6, Shoreacre,  
24 Marine Drive East,  
Barton on Sea,  
Hants. BH25 7DT

CCTV & Licensing Manager,  
New Forest District Council,  
Lyndhurst,  
Hants. SO43 7PA

8<sup>th</sup> November, 2005.

Dear Sir,

**Re. Application for licensed premises: Beachcomber Café, Marine Drive East**

We are the owners of Flat 6 and have just become aware that an application has been submitted for three licences for the Beachcomber Café: a 24 hour drinking licence, 24 hour live music licence inside, and 24 live music licence outside.

We are extremely concerned about this application and would like to register our opposition for the following reasons:

1. No evidence of this application has been posted on the premises and so local residents have not been able to consider the position fully in advance.
2. The nature of the existing business premises would be completely changed, in particular attracting a different customer base over a longer period during the day. The nature of the business would be transformed from a café enjoyed by visitors and locals alike, to a licensed drinking and dancing establishment, thus alienating current customers and local residents.
3. It would be totally out of keeping with the existing environment, which is a very quiet residential community. Most of the nearby properties are occupied by retired persons attracted to the area because it is peaceful and uncommercialised. Further, visitors are attracted to the area because of these attributes.
4. These licences, if approved, would have an extremely detrimental effect on our property. The activities would take place within 60 yards of our ground floor bedroom. Clearly as a consequence we would not be able to sleep in that bedroom and our general enjoyment of the property would be seriously diminished.
5. The increased noise and general disturbance which would result would probably amount to both a private and public nuisance, and thus the possibility of costly litigation.
6. Young people would be encouraged to drink in an otherwise family environment.
7. There are no adequate car parking facilities for the expansion of this type of business.
8. There is also an environmental issue in that noise/music/increased activity would damage further an already fragile cliff top.

In conclusion, this application is completely out of keeping with the nature of the existing peaceful residential environment and should be refused.

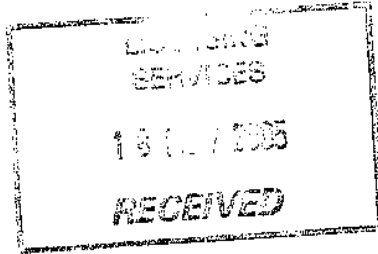
Yours faithfully,

Mr. R. Fehler.  
Mrs. E. Fehler.

*R Fehler*

*R Fehler*

*Approved  
Particulars  
09.11.05*



The Cottage,  
First Marine Avenue,  
Barton-on-Sea,  
BH25 7DP

13<sup>th</sup> November, 2005

Dear Sir,

Re. Beachcomber Café, Barton-on-Sea

*Envelope post marked  
allowed  
envelope postmarked  
14. nov 05*

We strongly object to the application made under the licensing act 2003 on the following grounds.

The proposals will create a public nuisance. Barton-on-Sea is a quiet residential area occupied mainly by elderly, retired people, and there are blocks of flats across the road right opposite the Beachcomber Café. No reasonable objection could be made to an occasional evening party there, and that may be the intention of the present proprietor, but we understand that the licence is allocated to the premises, not the proprietor, and a future proprietor could exploit the situation, destroying the character of the neighbourhood and causing a nuisance and threat to people living there. These potential dangers are aggravated by the fact that the Beachcomber Café is only 50 yards from Pebble Beach, whose proprietor has already been granted a licence.

The car park on Marine Drive is becoming a meeting place for drug addicts, and there is already some vandalism of beach huts on Barton beach. These proposals would exacerbate both of these problems and should be rejected to prevent the spread of crime and disorder.

We would like note taken that when these sort of licensing facilities were operating at the Embassy Night Club at The Marine, late at night unruly drunks came down our road shouting obscenities, causing vandalism, and urinating against parked cars.

It should be pointed out that the Beachcomber Café is not a modern, purpose-built restaurant with double-glazing, which would help to mask some of the noise, but a traditional rambling seaside café which fulfils very well its present function of serving daytime tourists and families but is not really suitable for noisy, late-night entertainment.

Lastly, we only got to hear of the application by local rumour. When we looked for a notice posted at the Beachcomber Café, we did in fact find it stuck in the corner of a window – but it took some finding! If it had been more obviously displayed, many more local people would have seen it and there would have been as rapid a reaction as there was to the application for Pebble Beach.

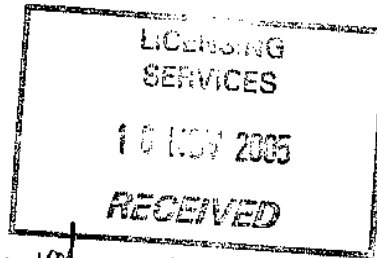
Yours truly,


G.B. Clarke

S.E. Clarke



The Licensing Officer  
NFDC  
Appletree Court  
Lyndhurst  
SO43 7PA



*Allowed,  
Envelope postmarked 9 Nov. 05*  


Dear Sir/Madam

We write in objection to the licence application (attached) by Mr Barry at the Beachcomber Cafe, Barton on Sea for the following (abridged):

- A 24 hour opening and a 24 hours drinks licence
- The use of the premises for live and recorded music, dancing, both inside and outside 8am - 8pm
- Late night refreshment 11-5

Barton on Sea is a quiet residential area. Primary reasons for choosing to live in the area are its quiet and peaceful nature, particularly in the evening time. The area is occupied predominantly by elderly and retired people.

The basic grounds for objection are as follows:

**Public nuisance**

1. Barton on Sea is a predominantly elderly population and is a residential area first and foremost. Whilst it attracts tourist trade and businesses which operate during the day and early evening, the residents currently enjoy a certain degree of peace and quiet in the early and late evenings. This would very likely be interrupted/disrupted by increased traffic, people and noise and their quality of life thus impaired.
2. Increased numbers of people (especially with drink) on the cliff top area late at night will increase noise and the likelihood for trouble. The wooden shelters on the cliff top are already predominantly used as urinals late at night - a nuisance which will likely be intensified. A 'café' opening all night for drinking and refreshment is also extremely likely to attract a young and boisterous clientele, which can't properly be policed in this area.
3. The café has a large outside seating area which will no doubt be utilised for outdoor drinking, generating noise and likely trouble. There are many dozens of residential flats and houses within a few yards of the café which would be caused a significant nuisance if Café trade noise and traffic carried on beyond current daytime opening hours. During the evening the clifftop area is typified by its quiet and peaceful nature. A 'café' with a late night drinking/refreshment licence would not be conducive to that environment. Car parking and the noises it create (loud talking, door banging etc) is already a problem we endure and would no doubt be worsened if there was an additional reason to visit the cliffs at night-time.

4. Increased numbers of people are likely to be attracted to the beach area at night time. The beach is not lit, is uneven underfoot and is not regularly patrolled by safety or police officers. It is therefore not only an 'accident waiting to happen' for late night revellers, but also potentially an area of risk for crime and disorder. It is certainly not very safe to be on Barton Beach late at night. Additional council funded investment would undoubtedly be required in order to make the area safe from liability.
5. There is already a huge litter problem on Barton beach and clifftop, which would only be exacerbated. There have also been ongoing problems with Beach huts being damaged. Increased numbers of people in the area late at night increase the likelihood of an accident happening
6. Coastal winds already carries noise and cooking smells during the daytime. In the quieter evening time (a time of rest), this noise pollution will carry and cause even greater nuisance.

**Public nuisance and safety**

7. There is precious little car parking in Barton and this would add to the load currently being borne by the small local roads, particularly in the evenings.
8. In practice, the public car parks are little used, with visitors choosing instead to park free of charge on the local roads where possible. This often results in overcrowding, local cars being scratched damaged, and driveways being obstructed. The cliff top roads are already mainly used as overfill parking for the Cafe, which has limited parking as is. Double yellow lined areas are already being used for parking and this will only intensify. It is already a problem getting large vehicles such as ambulances and fire engines through the small roads during the busy daytime period. This would be exacerbated into the evening time.

**Public safety**

9. Increased numbers of people (with drink) to the cliff top late at night could prove hazardous to their own safety
  - a. the cliffs are high and sheer
  - b. there is inadequate lighting
  - c. there are no safety fences

The Beachcomber café already opens 364 days a year from 9-6pm. It serves breakfasts and lunches and serves mainly a daytime tourist trade and locals. The occasional glass of wine is served with Sunday lunch to mostly elderly patrons.

We believe that the intention of this application is to add to its current daytime activities - expressly changing the use of the café into an evening venue and all-night drinking establishment (alcohol or otherwise). The place for a venue of this nature IS NOT a quiet residential area. There are plentiful town centre properties that are available to suit this purpose.

Evenings are currently the only time that residents get any respite from tourist trade and vehicles. We do not believe this application serves in the interests of the local residents, and in fact will cause a considerable nuisance, fundamentally changing the whole tone and feel of the area.

We actively object to any extension of the Café's current licensing hours and stipulations (beyond current hours), nor do we support use of the establishment for music or dancing.

We would welcome site visits from the Licencing Manager and his/her officers, as well as from the Chairperson and Council members of any subsequent public hearing. We believe it is vitally important that the quiet and residential nature of the area is taken into account when considering any extension beyond current opening hours.

For the record, we can confirm we were unaware of this application until this week, when we were made aware by a third party. We do not consider that the licence has been properly posted and would expect to see copies prominently displayed on lamp-posts etc where it is easily visible. Unless you are a patron of the café we do not feel that the current positioning is 'prominently displayed' - unless of course you were looking for it. Evidence for this, is the low number of objections you have received to date in comparison to the number received for the recent Pebble Beach application.

Yours faithfully,



Mr and Mrs Paul and Clare Dark

MR. & MRS. J. Shave  
SEAWAY  
8 GROVE ROAD  
Barton- On- Sea  
Hampshire  
BH 25 7 DJ

*Addressed*

*Envelope post marked  
10 Nov 05*

9th November 2005

Dear Sirs,

It was with dismay and disbelief that we recently were informed that the Proprietor(s) of the seafront Beachcomber Cafe, on Marine Drive, Barton- On- Sea, has applied for a 24 hour, 7 days per week, License to provide Alchohol, Music and Dancing.

As you will be aware my wife and I, at the address above, live just a short distance back from Marine Drive, virtually in line with the Beachcomber.

How anyone can imagine that a raucus facility as applied for, could be accepted or tolerated, in what is almost a completely residential community, largely occupied by an elderly population.

We most strongly object to this Application. Perhaps you will inform us of any other actions we can or should take to endorse our objections.

Yours Sincerely

Mr. & Mrs. J. Shave

*J Shave J Shave*

# Barton Chase Management Committee

No 1-23 Barton Chase, First Marine Avenue, Barton on Sea, Hampshire

The Licensing Officer  
NFDC  
Appletree Court  
Lyndhurst  
SO43 7PA



Dear Sir/Madam

We write in objection to the licence application (attached) by Mr Barry at the Beachcomber Cafe, Barton on Sea for the following (abridged):

- A 24 hour opening and a 24 hours drinks licence
- The use of the premises for live and recorded music, dancing, both inside and outside 8am - 8pm
- Late night refreshment 11-5

This is a collective objection on **behalf of 9 flats and 11 freehold houses**, which form the community known as 'Barton Chase, First Marine Avenue, Barton on Sea'. In addition to this collection objection, individual homeowners may choose to voice personal objections in other correspondence:

Barton on Sea is a quiet residential area. Primary reasons for choosing to live in the area are its quiet and peaceful nature, particularly in the evening time. The area is occupied predominantly by elderly and retired people.

The basic grounds for objection are as follows:

## Public nuisance

1. Barton on Sea is a predominantly elderly population and is a residential area first and foremost. Whilst it attracts tourist trade and businesses which operate during the day and early evening, the residents currently enjoy a certain degree of peace and quiet in the early and late evenings. This would very likely be interrupted/disrupted by increased traffic, people and noise and their quality of life thus impaired.
2. Increased numbers of people (especially with drink) on the cliff top area late at night will increase noise and the likelihood for trouble. The wooden shelters on the cliff top are already predominantly used as urinals late at night - a nuisance which will likely be intensified. A 'café' opening all night for drinking and refreshment is also extremely likely to attract a young and boisterous clientele, which can't properly be policed in this area.
3. The café has a large outside seating area which will no doubt be utilised for outdoor drinking, generating noise and likely trouble. There are many dozens of residential flats and houses within a few yards of the café which would be caused a significant nuisance if Café trade noise and traffic carried on beyond current daytime opening hours. During the evening the clifftop area is typified by its quiet and peaceful nature. A 'café' with a late

night drinking/refreshment licence would not be conducive to that environment. Car parking and the noises it create (loud talking, door banging etc) is already a problem we endure and would no doubt be worsened if there was an additional reason to visit the cliffs at night-time.

4. Increased numbers of people are likely to be attracted to the beach area at night time. The beach is not lit, is uneven underfoot and is not regularly patrolled by safety or police officers. It is therefore not only an 'accident waiting to happen' for late night revellers, but also potentially an area of risk for crime and disorder. It is certainly not very safe to be on Barton Beach late at night. Additional council funded investment would undoubtedly be required in order to make the area safe from liability.
5. There is already a huge litter problem on Barton beach and clifftop, which would only be exacerbated. There have also been ongoing problems with Beach huts being damaged. Increased numbers of people in the area late at night increase the likelihood of an accident happening
6. Coastal winds already carries noise and cooking smells during the daytime. In the quieter evening time (a time of rest), this noise pollution will carry and cause even greater nuisance.

#### Public nuisance and safety

7. There is precious little car parking in Barton and this would add to the load currently being borne by the small local roads, particularly in the evenings.
8. In practice, the public car parks are little used, with visitors choosing instead to park free of charge on the local roads where possible. This often results in overcrowding, local cars being scratched damaged, and driveways being obstructed. The cliff top roads are already mainly used as overfill parking for the Cafe, which has limited parking as is. Double yellow lined areas are already being used for parking and this will only intensify. It is already a problem getting large vehicles such as ambulances and fire engines through the small roads during the busy daytime period. This would be exacerbated into the evening time.

#### Public safety

9. Increased numbers of people (with drink) to the cliff top late at night could prove hazardous to their own safety
  - a. the cliffs are high and sheer
  - b. there is inadequate lighting
  - c. there are no safety fences

The Beachcomber café already opens 364 days a year from 9-6pm. It serves breakfasts and lunches and serves mainly a daytime tourist trade and locals. The occasional glass of wine is served with Sunday lunch to mostly elderly patrons.

We believe that the intention of this application is to add to its current daytime activities - expressly changing the use of the café into an evening venue and all-night drinking establishment (alcohol or otherwise). The place for a venue of this nature IS NOT a quiet residential area. There are plentiful town centre properties that are available to suit this purpose.

Evenings are currently the only time that residents get any respite from tourist trade and vehicles. We do not believe this application serves in the interests of the local residents, and in fact will cause a considerable nuisance, fundamentally changing the whole tone and feel of the area.

We actively object to any extension of the Café's current licensing hours and stipulations (beyond current hours), nor do we support use of the establishment for music or dancing.

We would welcome site visits from the Licencing Manager and his/her officers, as well as from the Chairperson and Council members of any subsequent public hearing. We believe it is vitally important that the quiet and residential nature of the area is taken into account when considering any extension beyond **current** opening hours.

For the record, we can confirm we were unaware of this application until this week, when we were made aware by a third party. We do not consider that the licence has been properly posted and would expect to see copies prominently displayed on lamp-posts etc where it is easily visible. Unless you are a patron of the café we do not feel that the current positioning is 'prominently displayed' – unless of course you were looking for it. Evidence for this, is the low number of objections you have received to date in comparison to the number received for the recent Pebble Beach application.

To confirm, this is a collective objection constituting 21 separate household objections (many of which are 2 person households) to the above mentioned planning application.

Yours faithfully,



The Directors of Barton Chase Management Committee  
For and on behalf of all residents of Barton Chase

**Licensing**

---

**From:** DaveHawkins46@aol.com  
**Sent:** 08 November 2005 11:59  
**To:** Licensing e-mail address  
**Subject:** Ref: Beachcomber Cafe, at Barton on Sea, New Milton

**Dear Sir/Madam,**

**With reference to the above premises applying for 24 hour alcohol/music and dancing licence, as a resident living nearby i must strongly object to this proposal.**

**Apparently the licence application has not been clearly posted at the Cafe, which i am advised is a legal requirement.**

**Also, this area has numerous elderly residents, who up to now have been able to live their lives quite peacefully. It seems evermore that this peace is being disturbed by unruly teenagers, and late night drinkers from the Pebble Beach.**

**Is Barton on Sea going to become like New Milton, a place where teenage gangs frequent late at night , with no adequate Police force to keep peace and order.**

**Many of us moved here, because of it being relatively quiet, and as i said, there are many elderly people who will have there peace disturbed if this application is allowed to go ahead.**

**Plus property prices will fall, due to noone wanting to move into this, and adjoining neighbourhoods.**

**In closing, i object to this application and ask for a full enquiry into its necessity, and how this will be policed if allowed to go ahead.**

**Yours sincerely  
D.J.Hawkins  
18 Marine Prospect  
78 Barton Court Avenue  
Barton on Sea  
BH25 7HQ**

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Tel: 01425 614665 / 07867 502624  
Email: frances.carpenter@virgin.net

Flat 16 Shoreacre  
Marine Drive East  
Barton-on-Sea  
Hampshire  
BH25 7DT

7 November 2005

NFDC, CCTV & Licensing Manager  
Appletree Court  
Lyndhurst  
Hampshire  
SO43 7PA

To Licensing Manager

**Re: 24 Hour drinking licence – Beachcomber Café, Marine Drive East, Barton-on-Sea**

We wish to strongly register our opposition to the proposed 24 hour opening and drinking licence, plus 24 hour dancing and live music (both inside and outside) application, recently made by the Beachcomber Café on Marine Drive East, Barton-on-Sea.

Firstly, the café has not displayed the licence application prominently during the required period. We and many other residents of Shoreacre (opposite the café) that I have spoken to had no idea this application was in progress before another anxious resident made it known to us personally (and we all use the café regularly). This cannot be legal in the first place.

Most residents here, opposite and around the café (we live directly opposite it), have bought their properties for the beauty and peace and quiet of the area. Many are retired, many just like the tranquility and beautiful views from their properties. The introduction of 24 drinking and indoor and outdoor entertaining would utterly change the character of this end of Barton, and certainly not for the better. The café, as it is, is used by visitors, dog walkers and residents alike for a quite coffee, good food and a peaceful sit, looking out at the view. The loss of the café, for its present use, would be very sad in itself. A drinking licence would undoubtedly bring binge drinking, litter and noise problems, as well as probable vandalism and other crime. Already on the seafront, gangs of youths often gather in the summer outside the cafe (when it is shut) causing a nuisance here. 24 hour drinking really would exacerbate that situation to an intolerable level for local residents, and change the whole character of the area.

We, and the many friends we have at Shoreacre, who love their quiet and peaceful life here (one of the few remaining tranquil, unspoiled, uncommercialised spots on the South Coast, I would imagine) would like to strongly request that this application is denied.

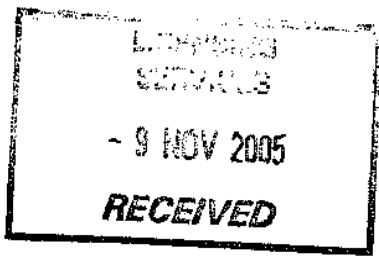
We look forward to your prompt response to this letter. Now we know about it, we shall do everything in our power to stop this happening.

Yours faithfully



Fran & David Carpenter





15 SHOREACRE  
24 MARINE DRIVE EAST  
BARTON-ON-SEA  
HANTS BH25 7DT  
Tel: (01425) 622904

7. NOV. 05

Dear Sirs,

I am writing to express in the strongest possible way, my objections to the application by Beach Corner Cafe to extend the licence & have a 24 hour opening & drinking licence with live music & dancing inside & outside.

We live just opposite & would be very much affected if this was granted. Not

only the noise from the  
frivolities on the premises  
but we could also suffer from  
the shouting & revving that  
could be carried on the road  
outside, disturbing the peace  
& quiet of a residential  
area.

Please refuse the  
application & restore peace of  
mind to local residents

Yours faithfully  
P. C. Dean & Mary Bwan.

105 BARTON COURT AVENUE,  
BARTON ON SEA,  
HAMPSHIRE. BH25 7EY  
TEL. 01425 610485.

8.11.05

Dear Sir,

We are writing to express our strong objections to the application of the "Beachcomer Café". I understand that this is for a licence and late night entertainment. Barton on Sea is a quiet area mainly with middle aged or elderly residents who are entitled to a quiet home life. We have one licenced restaurant close by, surely that is enough. This is likely to cause anti social behaviour and noise. Please refuse this application.

Yours sincerely,



Mr J & Mrs G. Donnelly



13 Phoreacre,  
Marine Drive East,  
Barton-on-Sea

The Licensing Manager  
Magistrates Court  
Lyndhurst, SO23 7PA.



Hants BH25 7DT  
8<sup>th</sup> November 05

Dear Sir

I understand that the Beachcomber Cafe/Ice cream parlour have applied for a 24 hour daily opening licence for serving alcohol and providing live music for dancing both inside and outside the cafe.

I live opposite the Beachcomber and am writing to object most strongly to this application on the grounds that the noise from loud music inside and outside the premises will disturb the peace of the neighbourhood. Bearing in mind that the majority of people living in Barton, particularly in the residential apartments on Marine Drive East and West are elderly retired; the level of noise to be expected from the music, plus the additional accompaniment of slamming car doors all hours of the day and night will be quite unacceptable.

At present the Beachcomber provides ice cream and refreshments for the general public families, students, dog walkers, the aged and infirm from 9 am to 6 pm. <sup>365 DAYS PER YEAR</sup> To grant a licence for ~~the~~ the consumption of alcohol 24 hours a day accompanied by live music and

dancing is unthinkable, and would change the whole ethos of Barton. The availability of alcohol 24 hours a day will inevitably draw undesirable elements to the area, plus the additional problems of 'binge drinking' among the young can only lead to disorderly behaviour and vandalism.

I should like to point out that I have not seen any Licence Application clearly posted on the cafe despite it being a legal requirement.

Yours faithfully

Dorothy Marsop

TINTERN  
19 MARINE DRIVE  
BARTON-ON-SEA  
HANTS  
BH25 7EG  
(01425) 619 713

3<sup>rd</sup> Nov 05

Licensing Manager.

NFDC.

Lyndhurst. SO43 7PA



Dear Sir

Re: Beachcomer Cafe

Barton on Sea

An application for the above has just come to my notice which in itself is worrying.

I strongly object to the application for the proposals are not in keeping with the atmosphere of the area and the type of people who live in the vicinity

Yours faithfully  
Edward Uffin

LICENSING MANAGER  
APPLETREE COURT  
LYNDHURST  
SO43 7PA

MR. MRS. MORGAN  
22 SHOREACRE  
MARINE DRIVE EAST  
BARTON ON SEA  
HANTS BH25 7DT

Dear sir or madam.

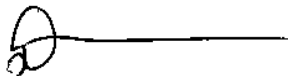
It has been brought to our attention that the beachcomber café has applied for a drinking licence. ( ALCOHOL)

**We strongly object to this application**

- 1/ We came to Barton on Sea to have a quiet retirement.
- 2/ Pebble-beach has been granted a 24 hour licence so we do not need any more alcohol drinking places.
- 3/ Barton on Sea is full of elderly people and one more place to drink (alcohol) would not be beneficial to them.
- 4/ It would attract the younger people so there would be more noise.
- 5/ In the past we have had young people down on the beach setting light to the beach huts and being a nuisance without the convenience of a bar at hand.
- 6/ Most of the local people who live opposite (Like us) do not want to have the hassle so please refuse the licence.
- 7/ What type of person needs a 24 hour opening, ( Drinking and dancing) certainly not the people of Barton on Sea.
- 8/ The owner would be able to go home to peace and quiet, but the people nearby would have to put up with it.

We have put our views to you and ask you to consider it, and please think if you had to would you be doing the same thing as we are doing  
Writing to you.

YOURS SINCERELY



MR, D H MORGAN

8/11/05



MRS, S D MORGAN

8/11/05





Mr V Craig  
Shoreacre 24 Marine Drive  
Barton On Sea  
NEW MILTON  
Hampshire  
BH25 7DT

8 NOV. 05 **RNID**

The Licensing manager,

NFDR

Magistrates Court  
Lyndhurst.

Dear Sir,

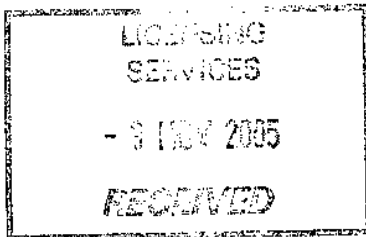
License Application, Beachcomber Cafe

We have heard, quite by chance,  
the details of the above application, and  
confirm that our objections are precisely as  
previously advised concerning a similar  
application by Pebble Beach.

May we say that we deplore the  
failure to make public the terms of  
the application in sufficient time to  
facilitate the lodging of objections from  
all the concerned residents of this Village

Yours faithfully

V. C. CRAIG V. C. CRAIG



Mrs R Craig  
Flat 5 Shore Acre  
24 Marine Drive East  
Barton on Sea  
NEW MILTON  
Hants  
BH25 7DT  
7. nov. 05

The Licensing Manager  
Appletree Court  
Lyndhurst.

Dear Sir,

License Application. Beachcomber Cafe.

I am astonished and appalled that such an incongruous request should be made by the Cafe. The Beachcomber has fulfilled an urgent need in Barton on Sea for many years, and is very popular.

To apply to bring in a bar provision for drinking, live music & dancing, indoor & outside, would alter the whole peaceful ambience of the village. Many elderly couples have retired to this lovely spot. What will they do if that is allowed?

I appeal on behalf of all those who are unable to write to you, please, refuse this application.



Yours  
Rose Craig

Mrs P.M. Whyte  
20 Shoreacre  
Marine Drive East  
Barton on Sea  
BH25 7DT

November 8<sup>th</sup> 2005

The Licensing Manager  
Appletree Court  
Lyndhurst  
SO43 7PA



Dear Sir,

Beachcomber Café.

It was brought to my attention today that an application has been made to you for the above to be granted a 24 hour licence for the sale of alcohol.

I wish to record my objection to this. This seems to me to be a most unsuitable place for this type of enterprise for all the reasons that are probably being sent to you. The noise creation in a peaceful place with a number of retired residents who chose this area because it is quiet and peaceful among other reasons, but I would like to mention an incident that happened a few years ago. I went across to the post box at about 9pm and on my way back I noticed that there was a lot of activity in and near the car park not far from the café. Being an inquisitive female I went to see what was going on. A large fire engine was leaving the car

park and a policeman was going towards his police car. I asked him what had happened. His reply was that there had been a report from one of the residents of smoke and sparks coming from the beach. The firemen and police could not be sure if a beach hut had been set alight or if it was youths burning drift wood and they would have to wait until daylight to investigate. The most significant remark was "We cannot go down there at night because there is no lighting down there like the street lights on top. We cannot see what they are doing or what they may be carrying."

Is this a safe area to have 24 hour unsupervised alcohol consumption? Will alcohol fuelled foolhardiness cause more disasters and tragedies?

I register my objection.

Yours Faithfully,

*Patricia M. Whyte*

Patricia M. Whyte

The Licensing Officer,  
New Forest District Council,  
Appletree Court,  
Lyndhurst,  
HANTS. SO43 7PA

(1)

9.11.2005.

29 & M. MELVILLE  
10 SHOREACRE  
24 MARINE DRIVE EAST  
BARTON-ON-SEA  
NEW MILTON  
HANTS BH25 7DT  
TEL. 01425 627263

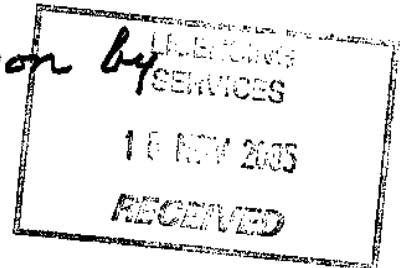
Dear Sir/Madam,

Objection to Licensing Application by

Beachcomber Cafe, Cliff Top.

Barton-on-Sea,

New Milton, HANTS.



We write to object to the Licensing Application made in respect of the above establishment.

The grounds for our objection are as follows:-

① No notification of the Application

Our awareness of the application made by the Beachcomber Cafe has come to us to-day through a good neighbour. No notice or application is publicly displayed outside the Cafe, surely contravening a legal requirement?

② Change of ethos - thus causing misinterpretation.  
The existing establishment is well designated as Cafe (including a painted Cafe on roof)

We live in our Shoreacre apartment block, opposite the Beachcomber Cafe, and we know it offers "Cafe + Cuisine" to a wide variety of all-age families during reasonable working hours, who enjoy, as we do, the ambience of this coastal location. To change to a 24 hour licensing of Alcohol + 24 hours of live music and dancing inside, and 24 hours of live music and dancing outside would completely change the "ethos" of "Cafe" to that of a "drinking club," with all its consequential problems and dangers to our predominately elderly and disabled residents within 'Shoreacre' and the neighbourhood.

(2)

Previous experience of such "club activities" in Burn and near-by have led to damage and destruction in the local area.

### Parking facilities

(3) The Beachcomber Establishment has no parking facilities - hence noise would be caused if application was approved, by people leaving their cars in the main road, or being dropped-off by "people-carriers".

### Noise

(4) Noise caused by music played in an exterior area would be intolerable to those residents living near by - the consequential effects on their health & safety.

### Exterior Dancing

(5) The application for 'exterior dancing' would, no doubt, require utilisation of the existing garden-area (grassed) now furnished with tables and benches used by people with young children in prams and dog-owners.

Therefore a structure would be necessary but built on an unstable cliff-top.

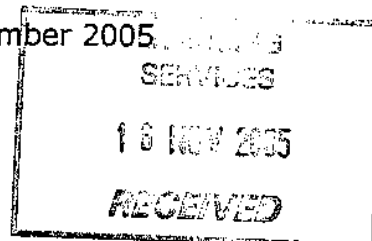
We respectfully request that consideration be given to the above observations when considering the Licensing Application submitted by Beach Comber Cafe

Yours faithfully  
Maurice W. Melville  
and  
Mollie B. Melville

**David and Linda Collins**

22 Barton Chase  
First Marine Avenue  
Barton on Sea,  
New Milton  
Hampshire BH25 7TQ  
Tel: 01425 613 599

8 November 2005



The Licensing Officer  
NFDC  
Appletree Court  
Lyndhurst  
SO43 7PA

Dear Sir/Madam

We object to the planning application by Mr. Barry for a late night drinking, music and dancing licence at the Beachcomber Cafe, Barton on Sea, *after 11:00 at night.*

The basic grounds for objection are as follows:

Public nuisance

1. Barton on Sea is a predominantly elderly population and is a residential area first and foremost. Whilst it attracts tourist trade, and businesses operate during the day and early evening, the area around the shopping parade of which the Beachcomber Cafe is part, primarily houses a quiet community of families. This would be disrupted by increased traffic, people and noise late at night and the quality of life we expect would be impaired.
2. Increased numbers of people (with drink) on the cliff top area late at night will increase noise and the likelihood for trouble. The wooden shelters on the cliff top are already used as urinals late at night - a nuisance which will be intensified. Your maintenance department spent several days clearing the mess and replacing smashed windows etc. This type of disturbance would increase.
3. Increased numbers of people are likely to be attracted to the beach area at night time. The beach is not lit, is uneven underfoot and is not regularly patrolled by safety or police officers. It is therefore not only an 'accident waiting to happen' for late night strollers, but also potentially an area of risk for crime and disorder. It is certainly not very safe to be on Barton Beach late at night.
4. There is already a litter problem on Barton beach, which would only be exacerbated. There have also been ongoing problems with Beach huts being damaged at night. For example, recently there has been an increase in young people driving motorcycles along the beach pathways, without lights and at speed. Increased numbers of people in the area late at night increase the likelihood of an accident happening

5. The prevailing strong wind carries smells from the nearby restaurant in the evening. It is highly likely that music and noise pollution will also be carried a long way beyond the café into the area with homes.

Public nuisance and safety

6. There is precious little car parking in this area and this would add to the load currently being borne by the small local roads. For example, there are many times when it would be impossible for emergency services vehicles to enter First Marine Ave, because parking on both sides of the road leaves passage room only for the smallest of vehicles. This often results in overcrowding, local cars being scratched damaged, and driveways being obstructed. The cliff top roads are already used as overfill parking for the Restaurant, which has limited parking as is. The Beachcomber has no parking at all. Double yellow lined areas are already being used for parking and this will only intensify.

Public safety

7. Increased numbers of people (with drink) to the cliff top late at night could prove hazardous to their safety
  - a. the cliffs are high and sheer,
  - b. there is inadequate lighting,
  - c. there are no safety fences.

Protection of children from harm

8. Increased numbers of people on the cliff top late at night will likely attract young people to the cliff top area – 'the hanging around the chip shop syndrome'. This is not a safe place to be late at night.

Please inform us the date a hearing will be scheduled, so that we and others may present their objections in person.

Yours faithfully,



David and Linda Collins

Cc: Focus Barton on Sea Residents Association  
Cc: Desmond Swayne



103, Barton Court Avenue,  
Barton-on-Sea,  
New Milton,  
Hampshire  
BH25 7EY.

8<sup>th</sup> November, 2005.

CCTV and Licensing Manager,  
Appletree Court,  
Lyndhurst  
SO43 7PA.



Dear Sir,

The Beachcomber Café, Barton-on-Sea.

It has come to our attention that The Beachcomber Café at Barton-on-Sea has applied for a licence to sell alcohol, and to provide live entertainment both inside and outside the premises.

We would like to register our concern, on the grounds that this type of business is completely alien to the ambience of Barton-on-Sea. The area is primarily quiet and residential, largely populated by retired and elderly people, whose desire for a peaceful life would be seriously impinged upon by the intrusion of live entertainment, possibly alcohol fuelled. There could also be a detrimental effect on property prices, which are often elderly residents' main asset.

In this case, unlike the recent application for the Pebblebeach Restaurant, it cannot be argued that the clientele are "too refined" to indulge in alcohol related misbehaviour, since, by comparison, the Beachcomber is significantly "downmarket".

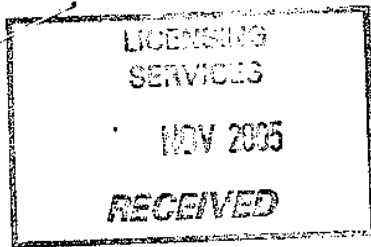
Pessimistically, We expect our worries to be dismissed as mere speculation, but the old adage, "give them an inch, and they will take a yard", ( or should it be centimetres and metres ) is still as true today as it ever was. Where ever alcohol is involved, trouble of one kind or another, is the inevitable result.

As a separate point, as we said earlier, we have only just become aware of this issue, and we suspect that most of the residents in the immediate area are in the same position. We feel that some consideration should be given to providing anybody who is likely to be affected by an issue such as this, with more information. The current obscure Public Notice published in the local paper, and the questionable display of the notice by the applicant involved, does not appear to be adequate. It should not be assumed, therefore, that a lack of objectors in this case, represents apathy. Local residents, for one reason or another, simply were not aware of the situation.

Yours faithfully,



Mr. M. & Mrs. M. Webbon.



14 Shoreacre  
Marine Drive East  
Barton-on-Sea  
9th November 2005

Dear Sir,

An application to the licensing  
Manager to open a 24 hr dancing, music and  
selling of alcohol, day and night, at  
the Beachcomber Cafe.

I strongly object to this arrange-  
ment. My home is right opposite  
the Beachcomber Cafe. I am an  
elderly widow and enjoy a quiet life  
we do not need this kind of  
entertainment in our quiet area.  
Selling alcohol can lead to possible  
noisy behaviour, so please do not  
grant this licence.

Yours faithfully,  
Mrs E. M. Johnson

LICENSING  
SERVICES

17 NOV 2005

RECEIVED

JOAN & AUSTEN SMITH  
FLAT 17 SHOREACRE  
MARINE DRIVE EAST  
BARTON-ON-SEA  
NEW MILTON  
HANTS BH25 7DT

8 November 2005

NFDC  
CCTV & Licensing Manager  
Appletree Court  
Lyndhurst SO43 7PA

Dear Sir,  
BEACHCOMBER CAFE  
BARTON-ON-SEA

I understand that application  
has been made for 24 hour  
opening and drinking (alcohol) licence  
live music & dancing inside and outside  
24 hours a day.

To this I must strongly object  
particularly as I believe despite  
it being a legal requirement the license  
application has not been clearly posted  
at the Cafe.

Barton-on-Sea is a quiet place to live  
and this should not change.

Property prices would suffer.  
There could be problems of binge  
drinking and rowdy behaviour  
necessitating extra police attention.  
The application should be rejected  
as anti social. Please note this  
objection. Yours faithfully  
AW SMITH



mostly occupied by elderly residents.

We are regularly awoken now by parked cars being started / revved up etc when vacating the area after leaving the Pebble Beach - this would only make things worse.

Currently the Beachcomber Cafe is a very popular cafe/restaurant mainly opening for a normal day customer ie up to late afternoon / evening time - normally always busy - I fail to see the benefit of turning into a drinking / music attraction.

My main objection

(a) The Public nuisance this will cause - with noise both musical and verbally from customers - and the long hours into the night.

+ (b) to change the existing bungalow type building from a cafe as it is at present - is inconceivable in such a purely residential - noncommercial area.

(c) It would attract the wrong type of clientele to this area.

I OBJECT TO THE PROPOSAL (REQUEST)

Yours faithfully

G. Lewis MR

01425. 619844



9, MARINERS REACH,  
BARTON-ON-SEA  
BH25 7ER.  
9th November 05

Dear Sir

An unsigned notice was put through our letter box this morning, which was undoubtedly compiled by a very concerned local resident. The content of the notice dealt with an application submitted by "BEACHCOMBER COFFEE" for a 24 hour opening and drinking licence, together with live music & dancing inside, 24 hours per day, & live music & dancing outside, 24 hrs a day.

This application has been submitted by the owners of the Coffe with obviously no thought for the residents or respect. The majority of the residents of Barton-on-Sea are serious citizens

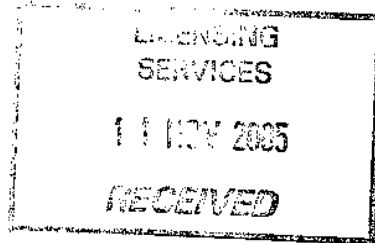
and live here because <sup>it is</sup> rather  
pleasant and a nice quiet place  
to live. The only people if this  
application were granted would be  
outsiders, who would have no consideration  
or respect for the Residents, making  
their lives unbearable especially those  
in the flats opposite and in the close  
proximity. I am certain that this  
application if granted can only result,  
because excess draining is involved,  
will down grade this area.

The Venue is most unsuitable,  
situated on the "Cliff Top" and only  
the Locals are aware of this danger.

I can ~~only~~ only hope those responsible  
for considering this application should  
very carefully about the consequences.

Yours,  
most concerned,  
M. Mitchell  
MR. MRS. MITCHELL.

Licensing Manager  
New Forest District Council  
Appletree Court  
Lyndhurst  
Hants. SO43 7PA



6 Mariners Reach  
Barton-on-Sea  
New Milton  
Hants.  
BH25 7ER

10th. November 2005

Dear Sir,

Re: Beachcomber Cafe Application to remain open for 24 hours to serve alcohol and provide live music for dancing.

The above mentioned application has been brought to our attention by means of a hand delivered notice from a Barton-on-Sea resident.

In this respect I have not personally seen any relevant announcement in the local newspapers and neither have I noticed any application document posted at the premises, which I walk past on a daily basis.

I was shocked and extremely concerned to learn that such a proposal was under consideration without any apparent input from the local community.

I therefore wish to record that I strongly object to this application which is totally out of character with Barton-on-Sea.

We do have a rising trend of incidents of hooliganism and vandalism in this area and approval of the 24 hour drinking application would, in my view, lead to exacerbation of this already dire situation.

I trust that the Council will kindly delay proceedings to allow the local residents the courtesy of having some say in this matter.

Yours sincerely,

R Harper (Mr.)



**nita Cador**

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**From:** msbarry@tesco.net  
**Sent:** 09 November 2005 11:06  
**To:** Licensing e-mail address  
**Subject:** [Fwd: the beachcomber cafe]

*Confirmation of altered hours from applicant,*

>  
> From: <msbarry@tesco.net>  
> Date: 2005/11/02 Wed PM 12:26:44 GMT  
> To: <licencsing@nfdc.gov.uk>  
> Subject: the beachcomber cafe  
>  
> Having spoken to Inspector Howlett I am confirming a change to the  
> times on our premises application. They are now 0900-2300hrs. These  
> were agreed by a telephone conversation on the 1st november 2005.  
>

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