

Chq. 000038 Miss Judith A Russell
The Forest Tearhouse

New Forest District Council

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 CHARLES OLIVIER BRUSKE
(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

Chq. 000005 Miss Judith A Russell
The Forest Tea House

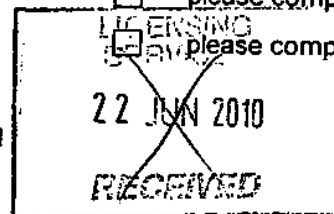
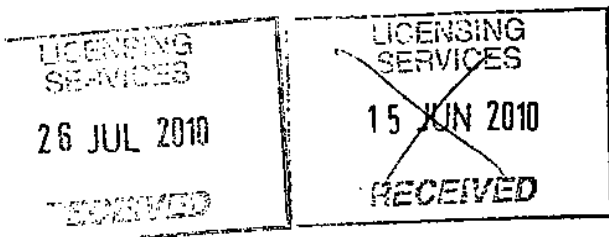
Postal address of premises or, if none, Ordnance Survey map reference or description FOREST TEA HOUSE POUND LAKE BURLEY			
Post town	RIMWOOD	Post code	BH24 4ED
Telephone number at premises (if any)	01425 402305		
Non-domestic rateable value of premises	£ A 12,500		

Part 2 - Applicant Details

B 2190.

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)



Please give a general description of the premises (please read guidance note 1)

Forest TEA House, specialising in Cream
Teas, Hot & Cold lunches. Would like
to provide our customers an option to purchase
an alcoholic beverage.

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

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

Provision of entertainment facilities:

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

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	12.00	23.00	OUTDOORS WILL END AT 21.00 hrs.		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur					
Fri			<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> (please read guidance note 5)		
Sat					
Sun					
	✓	✓			

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> <p>THEME ACTIVITIES ON A VERY OCCASIONAL BASIS.</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u></p>	Indoors	<input type="checkbox"/>
Mon	12.00	23.00		Outdoors	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>	
Tue			<p><u>Please give further details here (please read guidance note 3)</u></p> <p>IF OUTDOORS WILL END AT 21:00hrs</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</u></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 (please read guidance note 5)</u></p>		
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within i or j Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment facility you will be providing</u> TO SUPPORT THE VERY OCCASIONAL THEME DAYS	
Day	Start	Finish	<u>Will the entertainment facility be indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors <input type="checkbox"/>
Mon	12:00	23:00		Outdoors <input type="checkbox"/>
				Both <input checked="" type="checkbox"/>
Tue			<u>Please give further details here (please read guidance note 3)</u> IF OUTDOORS WILL END AT 21:00 hrs.	
Wed				
Thur			<u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j (please read guidance note 4)</u>	
Fri				
Sat			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within i or j at different times to those listed in the column on the left, please list (please read guidance note 5)</u>	
Sun				
	↓	↓		

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for <u>consumption (Please tick box)</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	0700	2300	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue					
Wed					
Thur			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

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

Name	CHARLES OLIVIER BRUSKE
Address	9 RICHMOND PARK AVENUE QUEEN'S PARK BARNHARTT
Postcode	BH8 9DL
Personal Licence number (if known)	BH12774
Issuing licensing authority (if known)	BARNHARTT BOROUGH COUNCIL

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)

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07.00	23.00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
	✓	✓	

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)

We are a Country Tea House with a Secluded Garden. We Aim to give our Customers an Ultimate High Tea Experience. This could include the occasional Afternoon Jazz Band in the garden with the sale of Alcohol i.e. Pinnis/Champagne. We would also like to sell a selection of Country Wines & Ciders.

b) The prevention of crime and disorder

Tea Rooms are attached to the main Bed & Breakfast House of the freeholder. Mr Collins lives on the B+B premises

c) Public safety

Fire Safety regulations in place
Signing in book of Staff present
Fire Assembly point.

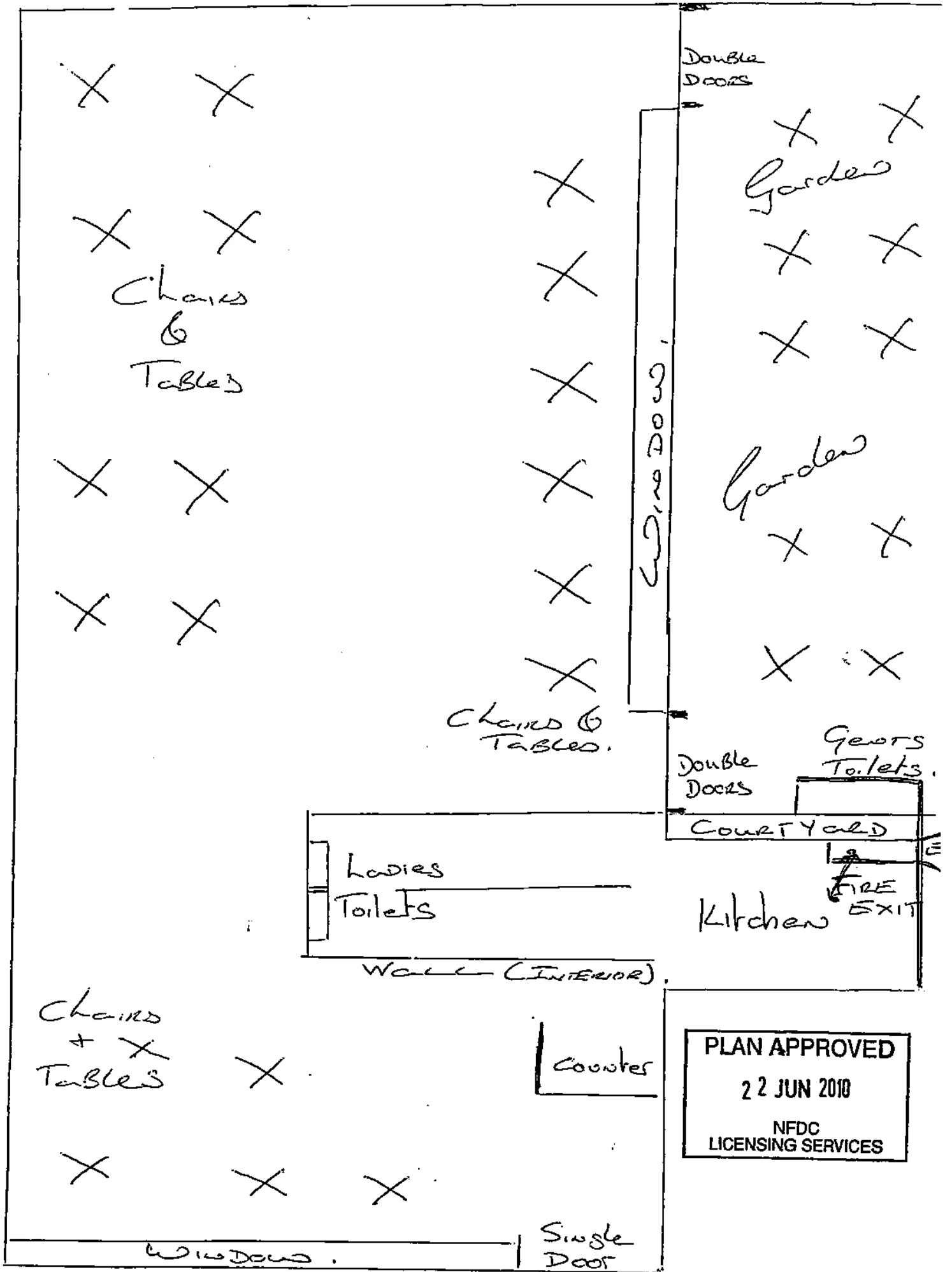
d) The prevention of public nuisance

Physical assessment regarding noise when regulated entertainment occurs..

e) The protection of children from harm

To be a responsible retailer of Alcohol and to challenge any young person who appears to be under 21 for proof of age.

Forest Tea House



* Agreed conditions

Page 1 of 1

Diane Sim

From: Mat Robinson [mat.robinson@nfdc.gov.uk]
Sent: 23 August 2010 15:20
To: Licensing e-mail address
Subject: Acolaid Case EPCST/10/05077
Attachments: DocEPMemo.pdf

Please find attached my comments with regards to the Forest Tea House.

Kind Regards.

Mat Robinson

Memorandum

FROM: Mat Robinson
EHO
Environmental Protection
New Forest District Council

TO: Licencing

Ext: 023 8028 5167
My Ref: EPCST/10/05077
Your Ref: Licencing
Date: 17 August 2010

Copies:

Forest Tea House, Pound Lane, Burley, Ringwood, BH24 4ED

In light of the attached correspondence, I have no objection to this application. The applicant has clarified what they are applying for and has agreed to impose appropriate management controls.

Reply from Mr Bruske

Dear Mr Mat Robinson

Further to your e-mail dated 17 July 2010 I would like to confirm my intentions regarding the music and to also confirm the conditions attached to the licence.

I agree to all conditions which you outlined in your e-mail and would like to confirm that any acoustic music played outdoors would be of the nature of a singer with a guitar or piano and any outdoor event would be held maybe a couple of Sundays a month during the warmer months.

Any music played outside will be in the afternoon and end by 6.00 pm and indoors by 10.00 pm. Again these times would be the same and also the frequency of event with amplified music.

I only envisage holding such events as specified above on the occasional Sunday.

The controls I aim to have in place are that these events will be ticketed therefore limiting the number of people able to attend thus reducing the noise level, also the signs requesting when leaving the premises customers be considerate of local residents.

I hope this clears up the points that you raised.

Kind regards

Charles Bruske

Subject: RE: licence
Date: Fri, 16 Jul 2010 10:15:33 +0100
From: Mat.Robinson@NFDC.gov.uk
To: forestteahouse

Correspondance to Mr Bruske:

Thank you for your e-mail.

In order to make a response to licensing I need to fully understand your intentions and what additional conditions you would like to attached to your licence, I have included the list below. I have also attached a copy of my initial letter.

In order for me not to object to your licence please can you confirm the following.

1. Please can you confirm the times that you are intending to have the acoustic music and the nature of this music i.e. One musician and a singer, a piano player etc.
 - a. Will this be indoors and outdoors. What times will this be indoors and what time outdoors?

1. Will the amplified music be indoors or outdoors? As we discussed the only control on amplified music outdoors is the number of events and the times that they operate to. With the neighbours in close proximity and the quite nature of the area and the relatively poor structure of the building I am concerned that amplified music at this premises will cause a problem unless it is suitably controlled. Please can you be more specific on the nature of the events you are hoping to hold, their duration and frequency and the controls you are intending to have in place.

Please can you confirm which of the conditions below you would like to be attached to your licence.

The controls that I would like you to consider adding to your operating schedule are designed to minimise the impact of these activities on the local community. I would like you to consider the following conditions:

- During any indoor event involving live or amplified music (other than low level background music), all windows will be kept closed. External doors will also be kept closed, except where necessary for access and egress i.e. the doors will not be secured open and will be fitted with self closers if necessary.
- The air conditioning and cooking extraction system will be switched off when not required.
- The disposal of empty bottles into out door storage receptacles will not take place between 1900 – 0700
- Arrangements will be in place to ensure that deliveries of consumables will not take place between 1900 – 0700.
- Arrangements will be in place to ensure that waste collection contractors will not collect between 1900 – 0700.
- So as to minimise disturbance to local residents late at night, staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not loiter in the vicinity of the premises.
- At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and the area quietly.
- Prior to 2300, music noise emanating from the premises whilst audible, is so low that distinct tunes, lyrics, musical instruments and any bass beat cannot be recognised at the boundary of all noise sensitive premises.

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

I have to comment to licensing by Tuesday (20th)

Any questions please give me a call or drop me an e-mail.

Kind Regards

Mat Robinson
Environmental Health Officer
Chartered Environmental Health Practitioner
Environmental Protection | Public Health and Community Safety
Tel: (023) 8028 5167 | HSPN 8 777 5167
mat.robinson@nfdc.gov.uk | www.newforest.gov.uk

From: charles bruske [mailto:forestteahouse]
Sent: 12 July 2010 11:36
To: Mat Robinson
Subject: licence

Dear Mr Mat Robinson

Further to our conversation we had today I would like to confirm we will be having occasional music with acoustics and occasionally there will be some amplifier music.

The Tea House will have some cream tea events with music being played, mostly acoustic.

Kind regards

Charles Bruske

Get a new e-mail account with Hotmail - Free. [Sign-up now.](#)

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

It may contain confidential information. It is intended for the addressee only. Communications using this email system may be subject to recording and/or monitoring in accordance with relevant legislation.

Please examine the full terms of this disclaimer by clicking on the following hyper link:
www.newforest.gov.uk/emaildisclaimer

BURLEY PARISH COUNCIL

Chairman
K. W. Hutchings

Tel. & Fax: 01425 402258
E -mail: chairman@burleyparishcouncil.gov.uk

Clerk to the Council
W. J. West MA (Cantab)
Tel. & Fax: 01425 403393
E -mail: clerk@burleyparishcouncil.gov.uk

Wayside Cottage
Garden Road
Burley
Ringwood
Hampshire
BH24 4EA

Your ref: LICPR/10/03991

Date: 26th July 2010

Dear Sirs

**Premises: FOREST TEA HOUSE & RESTAURANT FOREST TEA HOUSE, POUND LANE,
BURLEY, RINGWOOD, BH24 4ED**

Ref: LICPR/10/05008

The Parish council considered the previous application at its meeting on 13th July 2010 and decided to oppose that application and their reasons for objection have not changed. I therefore write in accordance with their instructions.

The application is opposed on two main grounds

1. **Public Nuisance.**

The tea rooms are located in a quiet residential lane surrounded by housing. Live music would be extremely intrusive both day and night and would form a nuisance to the area. By the nature of the locality, a quiet Forest area, any noise carries a long distance. This applies most particularly to music outside, and a 9.00pm watershed is still late for the area. If the applicant was restricting himself to say outside jazz bands on Saturday afternoons, finishing by 6.00pm, the Council could have some sympathy, but in the circumstances he is wishing to have a blanket license which must be opposed.

The council is concerned at the application for on and off sales of Liquor from 7.00am. No property in the village exercises such a license and there are concerns from a public nuisance point of view that this could attract a clientele that would be unduly rowdy. The council is concerned as to the need for liquor to be available in the village from such an hour. Similarly off sales are not available in the village after 5.30pm and the council would wish to preserve the quiet rural nature of the village and is concerned as to the public nuisance that may be caused by persons wishing to avail themselves of such a service up to 23.00 hours.

2. **Public Safety**

There is little parking available at the premises, if any other than on Forest Land, which is restricted to about 6 vehicles. The property is close to a pinch point in the road and on road parking is not to be encouraged. The off road parking area 100 yards nearer the village centre is restricted to users of the village hall and the garage, and is not available for use by the Tea Rooms. There is therefore great concern about the adequacy of parking for the nature of events that could be held at the premises with the use of the license, particularly at night, which would significantly increase the risk to public safety. It is difficult to see how the cost of live music as envisaged by the applicant could be justified without a significant increase in turnover and footfall, and hence increased pressure on the limited parking available. Whilst it is understood that in the past overflow parking may have been rented from the tea rooms neighbours, as that neighbour is engaged in off sales of cider, and it appears the tea rooms wishes to set up in opposition selling off sales of cider, this facility may not be available in the future. That parking is in

any event not suitable for night time use, as envisaged by the application for the licence for both liquor and music until 23.00

Clerk to the Council

Cc Mr RW Hutchings, Chairman Burley Parish Council

* *Objection*

Diane Sim

From: G BROWN *

Sent: 21 August 2010 09:24

To: Licensing e-mail address

Subject: LICPR/10/05008 FOREST TEA HOUSE , Pound Lane, Burley (Mr. C. Bruske)

Dear Sir or Madam

The above application does not fit in with the area. We residents of Burley have to put up with OUR village heaving with Tourists, rat run from A35 to A31, some of us desperate to escape but nobody apart from Horsey types or land lords wants to buy or live here.

This application is another 'nail in our coffin' for noise, more traffic, drunks, parking. Public safety should be number one priority but as the car park is very small and Coaches leaving this Tea House now have to back up Copse Road to turn round, imagine this at night (we have no street lights).

Glad Brown (mrs)

Dick Brown (Mr)

Wrens Nest

11A Copse Road

Burley

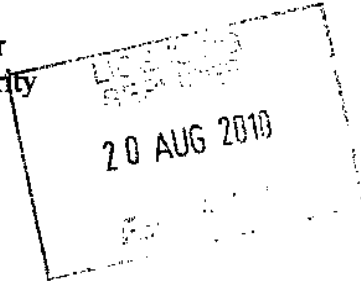
BH24 4EG

* Objection



GOATS PEN COTTAGE
Shappen Bottom
Burley - Ringwood
Hampshire
BH24 4AG

The Licensing Officer
The Licensing Authority
Council Offices
Apple Tree Court
Lyndhurst
SO43 7PA



19th August 2010

Dear Sir

Re: The Forest Tea House & Restaurant, Pound Lane, Burley, BH24 4ED
Ref. No. LICPR/10/05008

We strongly object to the application now before you for the granting of a licence for live music and alcohol at the above premises on the grounds listed below.

1. The noise factor to the surrounding properties will be obtrusive and no doubt excessive, to the extent of causing a public nuisance. This will destroy the peaceful atmosphere which currently prevails in this area of our village.
2. The ability to freely purchase and consume alcohol will encourage drunken disorder amongst the younger people leading to increased criminal activity.
3. The parking facilities at the establishment are totally inadequate for the current use as tearooms and restaurant. With the expected increase in trade generated by the granting of the requested licence, plus the present policy of encouraging coaches to use the premises, a high risk public safety issue would undoubtedly arise, greater than the one which already exists.

Yours faithfully

Mr & Mrs P Bromfield

* Objection

Molly Steps,
Pound Lane,
Burley,
Ringwood,
Hampshire BH24 4EE

19. August 2010.

Licensing Officer,
Licensing Services,
Appletree Court,
Beaulieu Road,
Lyndhurst,
Hampshire SO43 7PA



Dear Sir,

Licensing Act 2003 - Grant of Premises Licence (S17)
Premises: FOREST TEA HOUSE & RESTAURANT FOREST TEA HOUSE, POUND LANE,
BURLEY, RINGWOOD, BH24 4ED
Ref: LICPR/10/05008

I wish to make a representation as follows:

1. Prevention of Public Nuisance

Entertainment, even if regulated and ceasing at 21.00hrs., either indoors or outdoors, would create serious nuisance in a closely built up area of the village with the added aggravation of increased noise of the arrival and departure of additional vehicles and people.

2. Public Safety

Public safety could be jeopardised by the increased volume of vehicles needing to park. There is scarcely room for more than six vehicles to park safely at the front of the premises now and bed and breakfast customers must take up some of the available space. Additional parking would block the footpath as do coaches which are already parking there, completely obscuring the view of pedestrians of vehicles pulling out. Children and elderly people would be particularly at risk.

3. Prevention of crime and disorder

We already have problems throughout the UK with under age drinking as well as excessive drinking both of which cause disorder and petty crime, if not worse. There are sufficient well-established hostelries as well as outlets which sell alcohol in the village to meet all requirements.

Yours faithfully,

Mrs. S. J. F. Burnett

*** Objection**

Licensing Services Manager
N.F.D.C.
Appletree Court
Lyndhurst
SO43 7PA

6 Copse Road
BURLEY
BH24 4EG

5 August 2010

Dear Sir

Application No LICPR /10 /05008
Forest Tea House, Pound Lane, Burley HANTS
by Mr C.BRUSKE

With reference to above Application, and further to earlier correspondence,
kindly add my name to LIST of Objectors.

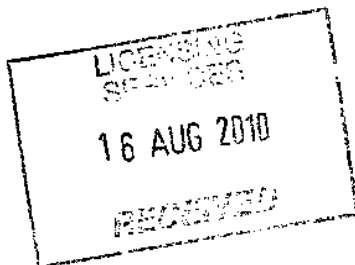
The provision of a Liquor License (with accompanying Music) anticipated to start daily
at 7.a.m.and continuing until 11 p.m cannot be tolerated in this part of Burley.

Residents of Pound Lane, Burley and surrounding areas, have already expressed their
strong objections to any anticipated crime and disorder that might result in such a venture
thereby causing possible Public nuisance.

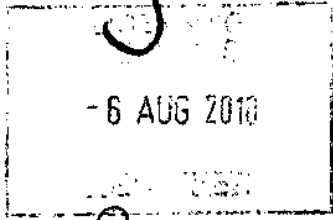
Safety of the Public should be paramount and it must be noted that total lack of street
lighting in Pound Lane is not conducive to this aspect.

Yours truly

H.M. Cowell-Parker(Mrs)



* Objection



'Longhead'
Slapper hill lane

Burley
Ruswood

Hants

BH24-4EP.

Aug 4th 10.

GRANT OF PREMISES LICENCE
(S17) Ref: LICPR-10-03991.

Dear Mr Weston (licencing Officer)

We note the above application and reject
for the following reasons:-

① The Property is within residential properties
and their enjoyment of their own properties would
be affected by noise.

② To Serve Alcohol would be causing
low level crime especially with music outdoors.
It would also encourage children to hang
around the area which is now a quiet residential
area on the whole.

③ We have enough places that Sell or
Serve Alcohol in the Centre of our Village

be certainly don't want anymore.

(4) There are already lots of signs going up, we don't want anymore with the words licence.

(5) The parking is already bad, this would encourage more.

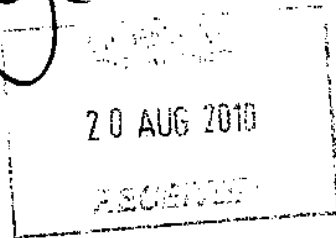
(5) We ask you to please not to permit the a licence. This would be very unfair to local neighbours. We want this to stay as always has been a simple "Forest Tea House".

Thank you.

Yours faithfully,

Mr & Mrs. P. EDWARDS.

* Objection



Ms M.Y. Farmer .

Sylvan Lea,
10, Copse Road,
Burley,
Ringwood,
Hampshire BH24 4EG

18th August 2010

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

Dear Sir or Madam,

Re: Application No. LICPR/10/05008
Forest Tea House, Pound Lane, Burley,
by Mr. C. Bruske.

Regarding the above mentioned application, my letter is with reference to Prevention of Public Nuisance, Public Safety and Prevention of Criminal Disorder.

Prevention of Public Nuisance: I respectfully request that you consider the detrimental effect the granting of a music and alcohol licence would have on the wellbeing and quality of life of residents who live nearby.

We have in Copse Road residents aged 70+, 80+ and 90+ some of whom are not in good health. Only seven of the twenty-six occupied dwellings in the road are the home of persons below retirement age.

The noise of a jazz band (which, we understand is planned) or any source of loud music would seriously affect our quality of life and, I suggest, the stress caused could have an effect on our health.

My bedroom and sitting room are approximately 150 yards from the front of the Forest Tea House. Part of a field and the width of Pound Lane are between my home and that property, some of my neighbours are similarly placed. We would be much affected by the noise of music coming across the field.

The matter of the alcohol licence application and opening hours cause concern because of noise late in the evenings when people would be coming and going, slamming car doors etc.

Public Safety: The matter of Public Safety has recently concerned me when I have seen coaches parked on the gravel in front of the Forest Tea House. The coaches have blocked the footpath with the result that pedestrians (including adults pushing children in

Continued.....

pushchairs) have to leave the footpath and walk on the road for several yards, clearly this is not safe. Should the granting of a music and alcohol licence lead to more coaches bringing customers to the Forest Tea House, the matter of Public Safety in instances as aforementioned would be of even greater concern.

Prevention of Criminal Disorder: I have no reason to think there may, in the future, be Criminal Disorder at the Forest Tea House.

Conclusion: I have lived in Copse Road for 44 years during which time and with several changes of ownership, the Forest Tea House has, to the best of my knowledge, been run successfully without causing disturbance. I trust it will continue to be run as successfully and considerately as before.

Yours faithfully,

Margaret Y. Footner

* Objection

Peelers Cottage
Pound Land
Burley, Hants.
BH24 4ED

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

31st July 2010

5 AUG 2010

Dear Sir,

Re: Application for Premises Licence. Ref: LICPR/10/05008 -
Forest Tea House, Burley - Mr. C. Bruske

I notice that, once again, this applicant has submitted a request for an alcohol and music licence without displaying proper notice to the public.

As you are no doubt aware the present cafe (with bed and breakfast facilities) is situated on the outskirts of this quiet New Forest village. This is a residential area on the route to Bransgore/Christchurch.

The thought of off-licence and music facilities for any period of time is abhorrent to my wife and I (residing three properties away) and to many (if not all) neighbours for many reasons.

Apart from completely changing the character of this area, the cafe has no parking facilities of its own (except on the narrow country lane or Forestry Commission land).

The village centre already has three public houses with adequate space for jazz band functions. The existing coach park is situated in the centre of the village - too far away for passengers to walk to the "Tea Rooms", and coach drivers would be tempted to park on the narrow lane.

Having applied for what appears to be almost unlimited alcohol drinking hours, and for half-day live music, one can imagine the combination of the two activities bringing unacceptable noise and disruption to an otherwise serene atmosphere.

It is a known fact that providing such facilities will possibly lead to crime which, at the present time, is almost non-existent. In consequence there could be public nuisance and disorder.

Likewise the lack of parking will not only put the public at risk, but road and pavement safety will also be jeopardised. Similarly the fact that there is no street lighting in this area only increases the chances of elderly adults and children being adversely affected. Obviously overall safety to the general public is of paramount importance. As I write a coach has parked on Forestry land in front of the cafe - completely blocking the footpath and thereby necessitating pedestrians having to walk on the road. This is a situation which can only endanger lives, and is likely to worsen if Mr. Bruske's plans are

implemented.

A sign is now displayed outside the cafe stating "Coaches Welcome". This is a recent addition to their many notices which, as far as I am aware, are without planning approval.

I note that they also wish to sell fruit wines and cider; there are already more than adequate outlets for such purchases in the village centre.

Should permission be granted as outlined the ensuing outcome would be completely alien to the views and policies of the Forestry Commission and the National Parks Authority.

When considering the relative application I sincerely hope that common sense will prevail and that your committee will refuse permission outright.

Yours faithfully,

Mr. B. Forsyth

* Objection

Sarah Wilson

From:
Sent: 03 August 2010 15:13
To: Licensing e-mail address
Subject: Objection to Forest Tea Rooms, Pound Lane, Burley Application

Dear Sir,

**OBJECTION TO APPLICATION FOR LICENCES BY THE FOREST TEA ROOMS AND RESTAURANT, BURLEY, HAMPSHIRE
 REFERENCE LICPR - 10 - 05008**

As residents of the village of Burley village in Hampshire we also wish to object to this application in the strongest possible terms under the following categories

1. Prevention of crime or disorder

Burley is a small rural village without a resident police presence. We have legally imposed speed limits in the village which may be broken following daytime and evening drinking periods. Without a police presence crime is likely to rise in a variety of ways including burglaries which are becoming more frequent and damage to shops and residences particularly at night. There is no lighting in the village and its surrounding roads which will encourage crime and public order offences as well as probable offences against the individual who may be using those roads.

2. Public Safety

Burley is in a National Park and attracts many free ranging animals which already are subject to injury and death from cars. Further drinking facilities will increase this likelihood and may well cause injury or death to innocent members of the public on the roads as vehicles driven by those who have been drinking, swerve to avoid unseen animals at night. Children use the streets which are unlit at night for a variety of village activities particularly at the village hall which is in close proximity to the Forest Tea Rooms and Restaurant.. There are few pavements in the vicinity of the Tea Rooms and the public are required to cross the road close to the Tea Rooms to use what pavements there are, adding further to the danger to Public safety.

3. Prevention of public nuisance

The application calls for live music and recorded music during daytime and into the night which will cause substantial public nuisance in this quiet area. Any noise will travel long distances across the village causing substantial disturbance to most residents. In addition the Tea Rooms is likely to become an attractive centre for those from local towns and the Forest and has insufficient parking areas to cope with demand. This will cause unlawful parking on the narrow roads already subject to speed control increasing nuisance and danger to road and pavement users. Several local residences adjacent to the Tea Rooms will be severely disrupted by noise causing ruined quiet periods during the day, particularly at weekends and sleep disturbance to young children and old people at night.

4. Protection of children from harm.

Children using the village roads will be at high risk from cars, with no street lighting. Local children will no longer be able to participate in local events after dark due to these dangers. The many child visitors to the village will be put in danger by cars overflowing the meagre car parking spaces available at the Tea Rooms on to the highway.

In the light of the above we urge to refuse all of the applications by the Forest Tea Rooms and Restaurant , Burley on all counts.

I understand you will notify us of the decision.

Yours Faithfully

Colin and Christine Hobbs
 Forest Glen
 Pound Lane
 Burley
 Hampshire
 BH24 4EE
 3rd AUGUST 2010

* Objection

Shappen Hill Cottage
Shappen Hill Lane
Burley
Ringwood
Hants
BH24 4EP

20 August 2010

Licensing Officer
New Forest District Council
Appletree Court
Beaulieu Road
Lyndhurst
Hants
SO43 7PA

Ref: Forest Tea House, Burley. Application Number LICPR/10/05008

Dear Sir

I would like the following comments noted with regard to the above license application.

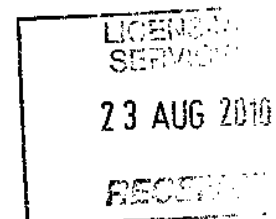
With regard to public safety I am concerned that with an entertainment and alcohol license there would be an increase in trade, especially with customers arriving by coach. The pavement, which has recently been upgraded, is effectively blocked by parked coaches and cars. Not only is this pavement used as a footway it is also frequently used by children and adults cycling, as it is on the cycle route to the old railway line. Even if the coaches unloaded in the road they would cause a blind spot for the pinch points in Pound Lane.

As we live and work in the vicinity of the Forest Tea House outdoor entertainment at any time of day would be extremely irritating. I think it would be unacceptable public nuisance to the many residents who live in close proximity to this business.

Please take these comments into consideration before granting this license.

Yours faithfully

Mrs J Holdsworth

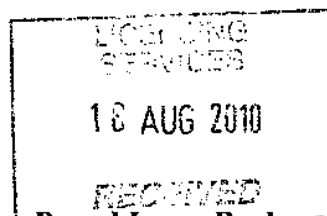


* Objection

GERRY & JANE MARIE KENDALL

**LICENSING SERVICES
NEW FOREST DISTRICT COUNCIL
APPLETREE COURT
LYNDHURST**

10TH AUGUST 2010



Reference: LICPR/10/05008. Forest Tea House, Pound Lane, Burley

Dear Sirs

In regard to the above application I wish to express the following reservations:

1. Prevention of crime and disorder.

Burley village has a 30 mph speed limit which is already being exceeded by a growing percentage of motorists. This situation is likely to be exacerbated by granting the sale of alcohol. The village no longer has a resident police officer in the event of burglaries and damage to cars, shops and homes which is likely to become more prevalent by the "alcohol fuelled".

2. Public safety.

Forest Tea House has limited parking facilities and has recently displayed a Coaches Welcome sign. There is no parking availability for coaches and offloading passengers on the main road between two traffic pinch points, that have recently been constructed, will create a driving hazard. This situation will be further exacerbated by private cars arriving and departing, attracted by the opportunity to consume alcohol from 0700hrs to 2300 hrs. Driving under the influence of alcohol is becoming more widespread in the area.

3. Prevention of public nuisance

Forest Teahouse is situated outside of the village centre in a quiet and peaceful area. Live music and recorded music during daytime and into the night will be a serious public nuisance to local residents.

Continued overleaf.....

4. Protection of children from harm.

Rehearsals for the annual village pantomime commence in September each year and include upwards of twenty children who live locally. The village hall, where rehearsals take place, is adjacent to the Forest Tea House. Allowing the sale of alcohol through to 2300hrs will endanger children arriving and departing from the village hall not only from the movement of customer cars but also from those customers who have over-indulged on alcohol.

Equally threatened are the many tourists' children whose parents rent bicycles from the cycle hire shop in the centre of the village. Large numbers of them cycle past Forest Tea House parking area in the summer months and along the pavement bordering Pound Lane.

We trust you will take the above into serious consideration when you make your decision re the Forest Tea House application.

Yours sincerely

G Kendall

J M Kendall

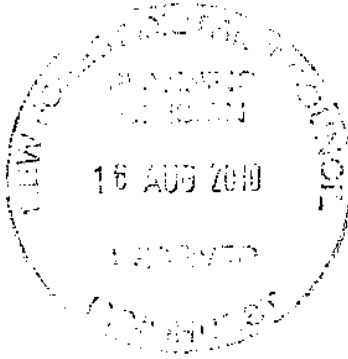
Willow Cottage, Pound Lane, Burley, Hampshire BH24 4EE

NFDC
*** Objection**

Licensing for NP

COPEFIELD, POUND LANE, BURLEY, RINGWOOD, HAMPSHIRE BH24 4ED

The Planning Officer
New Forest District Council Offices
Appletree Court
Beaulieu Road
Lyndhurst
Hampshire SO43 7PA



14 August 2010

Dear Sirs

**Reference: Licensing Act 2003 – Grant of Premises Licence (S17)
Forest Tea House & Restaurant, Pound Lane, Burley, BH24 4ED
Ref: LICPR/10/05008**

It is with great concern that we have heard that the proprietor of the Forest Tea House in Pound Lane, Burley has applied for a music licence, off licence and drinks licence. My wife and I strongly object to this application on the following grounds.

Prevention of Crime and Disorder: The sale of alcohol increases the risk of crime, disorderly and drunken behaviour in this residential area which will not only be a risk for local resident's personally but also local property.

Public Safety: Should this licence be granted we foresee additional use of the area by people accessing the premises to purchase alcohol between the hours of 0700hrs and 2300 hrs which will lead to the hazard of additional traffic and parking in Pound Lane, which is a New Forest lane. Public safety is at risk as the footpath crosses the Tea House car park which even now can be hazardous to walk across due to the number of cars parked and recently coaches have been parked blocking the natural route of the foot path causing a hazard for those wishing to use the pathway.

Prevention of Public Nuisance: This is a residential country area deep in the New Forest National Park and we query the sanity of granting an indoor and outdoor entertainment licence to these premises. There is a high risk of such a licence having a detrimental effect on the quality of life of the people living in the locality in the form of potentially daily noise nuisance together with additional numbers of people attracted to the premises. The peaceful nature of the area should not be shattered by regular loud musical entertainment.

Protection of Children from Harm: The granting of this licence will potentially increase the risk of children being exposed to adults behaving inappropriately. This applies to local children as well as visitors to the area.

Burley already has an abundance of premises with such licences which are clustered within the centre of the village and we can see no need for any additional licences being granted especially as this property is outside the village centre. This property has functioned successfully as a Tea Rooms since the 1960's without such a licence what has changed?

Please ensure that the local Planning Committee are aware of our strong objections.

Yours faithfully/

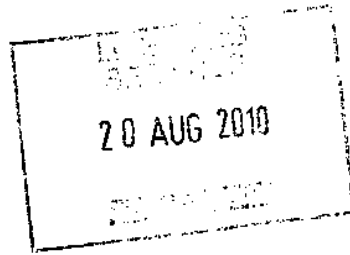
Simon and Rosemary King



*** Objection**

Long Close Cottage
Shappen Hill Lane
Burley
RINGWOOD
BH24 4EP

The Licencing Officer
New Forest District Council
Appletree Court
Lyndhurst



August 17th 2010

Dear Sir

Re Grant of Premises Licence (S17) Ref LICPR/10/05008 Forest Tea House & Restaurant, Pound Lane, Burley, Ringwood. BH24 4ED

I write to oppose the above application for an alcohol and music licence. Having read the New Forest District Councils Statement of Licencing Policy I believe the application contravenes this on several counts, namely---

Para 2.6 There will be a direct impact on members of the public who are living in the vicinity. The proposed jazz bands cannot easily be accommodated within the premises. As the Tea House is within a residential area many villagers will be affected by noise nuisance.

Para 5&6 Availability of alcohol particularly off the premises gives rise to the possibility of antisocial behaviour on the outskirts of the village centre. There is already a drug problem within the village and the possibility of further criminal activity within the close by wooded area is a reality where the under 16s can so easily be lured into harmful habits. Unfortunately the village is not well policed.

Para 11.3 There are already 2 public houses and a club selling alcohol within 200 metres as well as 3 other hotels selling alcohol with meals within the village curtilage and 3 premises selling wines, beer and cider plus a grocer with an off licence. This gives at least 9 varied outlets selling alcohol. Surely the village is 'already saturated' with such premises.

I have lived in Burley for 38 years and am not aware that the Forest Tea House premises have been licensed in the past.

Therefore I believe that the licences applied for are an unnecessary provision. They will adversely affect present businesses and residents living adjacent to and near the Forest Tea House and be potentially harmful to minors.

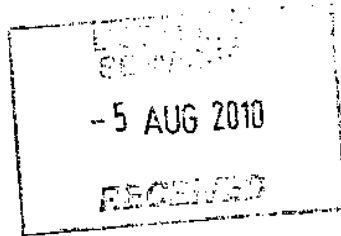
Granting any of these licences will be contrary to your own stated policy.

Yours faithfully

A. J. Lawford

* Objection

Copse House,
Pound Lane,
Burley, Hants
BH24 4ED
02-08-10



Dear Sir,

Ref UCPR/10/05008 - Forest Tea House, Pound Lane
Burley, Hants BH24 4ED - Mr. C. Bouske.

It is with concern that I write to strongly object to the above application.

Burley is a forest village now with no resident Police Officer with an already reduced police force & possibly more cuts to come under Government proposals therefore the prevention of crime & disorder, relating to the effects of alcohol purchased at the Tea Rooms, would be difficult - more so in the form of an off licence which could encourage litter problems & under age drinking (pertaining to the protection of children from harm) in the nearby woods if not controlled responsibly. Forest Tea House has not had a premises licence before & is by inference a tea rooms serving a limited hot & cold menu, sandwiches & cream teas etc so there does not seem to be much need for alcohol.

Pound Lane is essentially residential - there are 4 licensed premises & off licence facilities at the Cyocers in the village centre, approx 400yds from the Tea Rooms, and we do occasionally suffer disturbances at closing time from the pubs & clubs.

If a music licence were granted it would constitute a public nuisance to the residents of Pound Lane, Copse Road & Garden Road especially outdoors

in the small garden area & if inside (an even smaller area) it would be impossible to enforce the closure of all windows to restrict the noise. I understand that themed activities are also proposed again causing a public nuisance with the additional threat to public safety from the arrival & departure of coaches & cars possibly at night. The area in front of the tea rooms is Forestry Commission land & only provides limited parking for customers - now coaches are being encouraged which obstruct the footpath for pedestrians who have to walk in the road to get past - they cause more public safety issues when turning in and out from a narrow busy road with pinch points close by.

Finally the increased number of garish signs that have appeared since change of ownership in March 2010 could also have public safety implications as motorists slow down to read them.

Yours faithfully

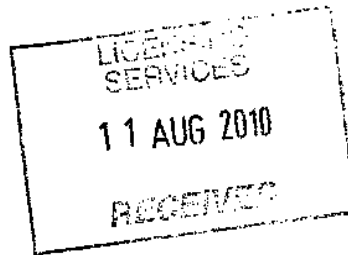
BERTYL D. LISTER

* Objection

Oak Tree Cottage
Pound Lane
Burley
Hants
BH24 4EE

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

8th August 2010



Dear Sirs

Re: LICPR/10/05008 – FOREST TEA ROOMS, POUND LANE, BURLEY

I was very concerned to learn of the application for a music and alcohol licence for the above Tea House.

The premises concerned sit in a residential area of the village with private properties on either side at very close proximity.

If they were allowed to have music playing, BBQ's going etc., into the evening, it would be intolerable for us neighbours and would cause a public nuisance. I myself live just seven houses down from the Tea Rooms and the noise from such entertaining carries far in this very quiet location, particularly in the evening. When people have alcohol available the noise level always seems to increase, particularly when there is music playing. We experience these things when residents themselves have the occasional party, but are happy to put up with it because it happens very infrequently.

The constant smell also, of perhaps BBQ's going on for long periods, would also be very unpleasant.

I understand that they have also applied for an off-sales licence for alcohol and I feel very concerned that this could be abused by some of the youngsters in the village, particularly in the evening when the normal shops are closed.

I would very much like the Tea Rooms to stay as such and I urge you to please turn down this application as it is a totally inappropriate use for this

particular location. As a tea rooms it is fine, but I feel there are enough pubs and clubs in the village to serve any alcohol/entertainment requirements.

Yours faithfully

Christina McDowell

* Objection

BYWAYS
CASTLE HILL LANE
BURLEY
ENGLAND

Paul Weston
Licensing Officer
New Forest District Council
Appletree Court
Beaulieu Road
Lyndhurst
Hants
SO43 7PA

RE: FOREST TEA HOUSE & RESTAURANT, POUND LANE, BURLEY RINGWOOD BH24
4ED
Ref. LICPR/10/05008

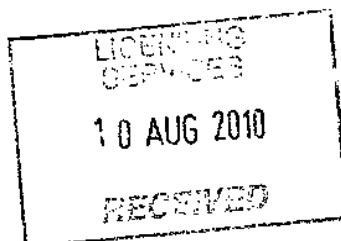
Dear Sir

I wish to register an objection against granting of the above license for the following reasons:-

1. There is already adequate provision for licensed premises in the immediate vicinity i.e QUEENS HEAD, BURLEY INN, BURLEY CLUB AND THE WHITE BUCK INN
2. The proposed regulated entertainment, both indoors and outdoors, and the attendant noise, disruption and increase in traffic would constitute a considerable public nuisance to local residents.
3. The premises concerned is surrounded by residential properties and the granting of a license for the sale of alcohol may well cause an unacceptable increase in crime and disorder to those residents affected.
4. The car parking facilities are inadequate for the proposed expansion in trade and any resultant overspill would have a detrimental affect on public safety for those living in the immediate area.
5. The pavement passing in front of the premises is a main route for local children on their way to and from school. I can foresee no circumstances whereby the availability of alcohol for sale during these times would not have a negative and possibly harmful effect.

Yours faithfully

S.I.McTaggart

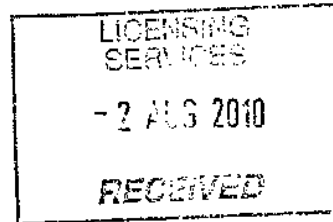


* Objection *

Stable Croft Cottage, Pound Lane, Burley BH24 4ED

30th July 2010

Licensing Services
New Forest District Council
Appletree Court
Beaulieu Road
Lyndhurst
SO43 7PA



Re: Grant of Premises Licence (entertainment): Forest Tea House and Restaurant. (Pound Lane, Burley).

I am the owner of the property immediately adjacent to the Forest Tea House in pound lane. I would like to lodge an appeal against the issuing of an entertainment and alcohol license on the grounds that the Restaurant/Tea Garden (the proposed venue) is not a fit property to be a licensed premises. The unsuitability (size, location, facilities, design) of the property will have implications for crime & disorder, public safety, public nuisance and harm to children.

The Forest Tea House is an extension to a residential dwelling rather than a purpose built public house. It is located in a residential area in close proximity to a number of residential homes. The interior dining room area is only circa 3m wide including the access routes between the tables and to the rear garden. Access to the tea garden is through the dining room. These size limitations are exacerbated by absence of any privately owned land at the front of the property in which to contain customers wishing to "take a break" away from the main activities (i.e. entertainment) in the garden and, or dining room. There is limited exterior lighting on the property (due to the rural nature of the area) and the street lighting is also of a low level. There is also limited and compromised car parking facilities.

1. Prevention of Crime and Disorder

The provision of alcohol and/or entertainment at any commercial premises, save for serving alcohol with restaurant food, significantly alters the customer profile (e.g. it attracts customers seeking a very different sort of leisure activity to that of a tea room or restaurant) and customer behaviour. It increases the length of time customers remain on the premises following food consumption, and, accordingly, alters their alcohol consumption, smoking habits and physical movement, e.g. taking breaks for fresh air, leg stretching and relief from the music.

The limitations imposed on the premises by its compact interior and exterior space means that customers will **have to overspill** into Pound Lane to "take a break". Responsibility for the behaviour of these people then falls on the community rather than on the Forest Tea House management.

This scenario seriously raises the risk of crime and disorder in the community caused by (a) conflicts with local residents (b) drunken and anti-social behaviour in a public place (c) loitering on public footpaths and outside residential homes (d) litter (e) damage to local property & cars (f) increased risk of opportunistic crime. Note: the risk of crime etc. increases both during the time the premises is open for business (from overspill) as well as after closing time.

Apart from the increase risk of crime & disorder towards local residents, Pound Lane is a well known cycle and walking route (e.g. cyclist hiring bikes from Burley village use Pound lane to access the disused railway line cycle path to Brockenhurst).

2. Public Safety

The location of Pound Lane (it is within the National Park) poses additional risks of accident involving roaming animals, pedestrians and cyclists. A tea room is a traditional rural business attracts customers accordingly. "Entertainment" transmits a very different message to the public and can encourage spontaneous behaviour (dancing), alcohol consumption and regular smoking. The restaurant/venue should therefore possess adequate facilities to accommodate and manage such behaviour – regardless of whether or not the behaviour is permitted by house rules – within the premises itself.

For the reasons stated in the second paragraph above there is a high risk of customer overspill outside the premises into the local community. The premises are located in very close proximity to a number of established residential dwellings. There is a public footpath adjacent to the restaurant & tea garden (used by pedestrians accessing the open Forest and the Cider Press shop) and a public footpath running along the front of the premises through the Tea House's small car park (which is land owned by the Forestry Commission and used by the Tea House under license). This public footpath is a popular route for cyclist and walkers accessing Forest paths and cycle routes.

Overspill from the restaurant will pose a number of risks to the public.

- (1) An increased fire risk from customers smoking in a green area vulnerable to fires in dry conditions.
- (2) Low level outside lighting puts overspill customers at risk from passing traffic.
- (3) Local residents may be exposed to raised levels of anxiety due to customers loitering and posing a security threat – perceived or otherwise – to their property.
- (4) Overspill customers will also pose a risk to pedestrians and younger cyclists using the public footpath through the restaurant car park, for

example if they are forced off the footpath into the path of oncoming traffic. This risk is exacerbated after dusk by the low level street lighting. (5) The Tea House restaurant has limited, and compromised car parking facilities. When the car park is full customers often park illegally around the area. This lack of adequate parking facilities, exacerbated by the poor street lighting, poses a considerable risk to road users, pedestrians (walkers), cyclists, roaming wildlife and property when customers leave the premises – especially if tired, distracted or under the influence of alcohol.

(6) Since the Forest Tea House is in a National Park where people of all ages come to enjoy the outdoors (walk, cycle and enjoy the natural surroundings) the public safety requirements needed for qualification as a licensed entertainment venue should be of the highest standard, not just of the minimum standard. By this I mean the building itself should be fit for purpose in every way so as to limit all risks to the public and the local wildlife (nb: animals have a right of way in the Forest). By this I propose that licensed premises should be purpose built not just HASTILY adapted especially where they are to be used as an entertainment venue.

**Although it is accepted that many of the risks outlined above exist elsewhere, the National Park is a special case as cycling and walking is a more prevalent activity and so people are often in a more relaxed state of mind.

1. Prevention of Public Nuisance

- a) Burley is a rural location. Although the village centre can be busy at times during the day there is very little **background noise** day or night in the surrounding areas such as Pound Lane. Music played during the day, evening or night (**especially if it is in the garden area**) would be audible to say the least and so would constitute a major public nuisance for those in close proximity to it. ALSO when music is played people tend to raise their voices over it to be heard. The actual decibel level of noise emitted by the Forest Tea House will be much greater than the music itself. This will impact considerably on my property which is right next door to the tea room. I am certain this will be true of other neighbouring properties.
- b) In addition to (a) above this noise nuisance factor, if occurring on a regular basis, will have a serious financial impact on the future resale value of some local properties including my own.
- c) As mentioned above music can encourage spontaneous behaviour (e.g. dancing) especially when paired with alcohol. For example I was at the RHS Hampton Court flower show this year (preview evening). Light music was played to entertain visitors while they viewed the displays but towards the end of the evening large numbers of people gathered around the musicians to dance making it quite difficult to pass by and raising the decibel level of the music as the musicians responded. This event was held in very large grounds not a small tea room garden in a rural, residential area!!!!

- d) As mentioned above the property limitations imposed on the Tea House will prevent the management from mitigating anti-social behaviour and prevent it SPILLING OUTSIDE the premises into the surrounding area, e.g. loud noise, nuisance parking, alcohol fuelled behaviour, loitering, litter and late night car noise.

Note: once the license is granted there is nothing to stop the current or subsequent license holders switching from light jazz to popular music bands and so on.

- e) It should not be overlooked that the Forest Tea House is located within the National Park boundary, a conservation area where strict guidelines are imposed on property owners by the NPA. Conservation is seen as the greater priority when balancing property development rights against conservation needs. For the sake of fairness and consistency the above license application should be considered in the same light. Burley and the surrounding area is predominately an "outdoor leisure" culture enjoyed for its rural setting, wildlife, traditional lifestyle & businesses. I ask the question: is there justifiable cause (e.g. a significant benefit to the local economy etc.) to favour the rights of the Forest Tea House applicant, attempting to add value to his business investment over the rights of local residents trying to preserve the status quo, the character of their environment and the financial value of their property.

2. Protection of Children from Harm

Pound land is a busy route for young cyclists and walkers, especially during the summer months. Unlike in the village centre where traffic is busy, parents tend to be more relaxed in the quieter areas surrounding the village.

Pound Lane is a **very well known cycle route** for families hiring bikes from the cycle hire shop in Burley village and making their way to a disused railway line which is the start of a number of organised cycle routes. The issues of overspill, loitering, spontaneous behaviour, parking, poor lighting etc. will have an impact on children using the public footpath in front of the Tea House as there is no other alternative route to the cycle paths.

Yours sincerely

Steven Okeefe



* Objection

1 Copse Road
Burley
Hampshire BH24 4EG
2 August 2010

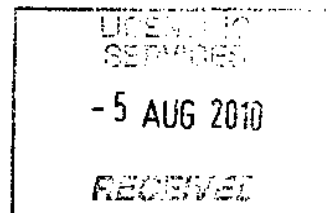
Licensing Manager
Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
Hampshire SO43 7PA

Dear Sir

**Application Ref: LICPR/10/05008 Forest Tea House, Pound Lane, Burley
by Mr C Bruske**

With reference to:

**Prevention of Crime and Disorder.
Prevention of public nuisance.
Prevention of Public Safety.**



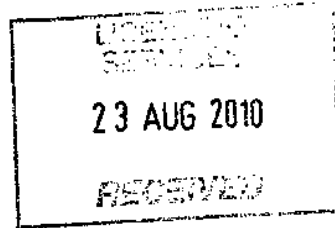
As we live in close proximity to the above Tea-rooms, we would like to register our concern over the application for licence to sell alcohol on their premises. Whilst we have no objection to provision of alcohol accompanying a meal or to occasional live music during daylight hours, we consider the proposal for an off-licence service and the availability of alcohol up to 11.30pm both unnecessary and possibly problematic. There are already three licensed premises in the village, which already suffers to some degree from littering of beer cans and bottles. It would be unfortunate if the granting of further off-licence provision exacerbates this problem. We hope you will give the above some consideration.

Yours faithfully.

David ~~Gill~~ Oldman

* Objection

The Paddocks
Castle Hill Lane
Burley
Ringwood
Hampshire
BH24 4EW



22 Aug 2010

Dear Sir

Forest Tea House Pound lane Burley.

I understand that the above business has made an application to have to have music indoors and outside.

I feel that this would have a very detrimental effect on the many residential houses in the village, as it is such a quiet area and most people live here to enjoy the peace of the Forest, & the noise would carry a long way and spoil other people's enjoyment of their homes & gardens.

I feel that this is the wrong place to have such a facility.

Burley is still very much a forest Village and it would seem to be a

pity to intrude on its quietness
when there are already facilities to
offer holiday makers which do not
cause nuisance to other people.

I hope that you will consider
this when making your decision.

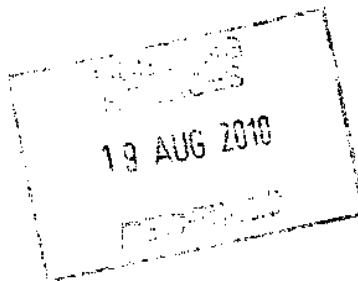
Yours sincerely

Major & Mrs. D. A. PEWLAND

* Objection

Middlebridge
Pound Lane
Burley
Ringwood
Hants
BH24 4ED
17th August 2010

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



Re Grant of Premises Licence (S17) ref: LICPR/10/05008

To whom it may concern

I am writing to object to the granting of the above premises licence to The Forest Tea House and Restaurant for the following reasons:

Prevention of Public Nuisance

The granting of both alcohol and music licences to the above property would be a significant change of use and would be detrimental to the lives of the residents in the adjoining and surrounding properties. This is a residential area and the noise before and after 21.00 hours from music and from customers drinking and dancing would greatly affect the neighbours of the Forest Tea House. There would also be increased noise from vehicles, especially coaches parking in front of the premises. After 6 pm this is a quiet area where residents enjoy the country atmosphere and this would be spoiled. If customers use the Forest Tea House as a place for off sales, there would be an increase in the amount of litter in the surrounding area.

Public Safety

There is no private parking for the Forest Tea House. Customers park their vehicles on the small frontage, which is forestry land. If the extra customers envisaged park on the road this will cause even more congestion. Coaches already park in the small area in front of the Tea House, causing problems. The parking area opposite the Parish Hall is only for users of the Parish Hall and Dawsons Engineering.

Prevention of Crime and Disorder

If the Tea Rooms gets a reputation for off sales, there could be a rise in petit crime and public nuisance offences in the area. The hours requested for the alcohol licence are very long and completely unnecessary and there are already many licensed establishments in the small village of Burley.

Yours faithfully

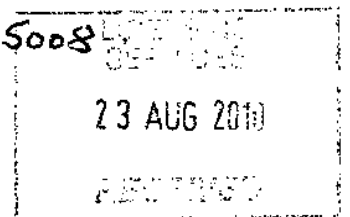
Rowena M Pink (Miss)

* Objection

August 20th 2010

2 Rubbles Edge
Castle Hill Lane
Burley
Ringwood
Hampshire
BH24 4EW

Application LICPR/10/05008



Dear Sir

In the reference the application by Forest
Tea Rooms Pound Lane Burley, under the
Licensing act 2003 - Grant of Premises Licence (S.17)

We object on the grounds of -:

Prevention of public nuisance.

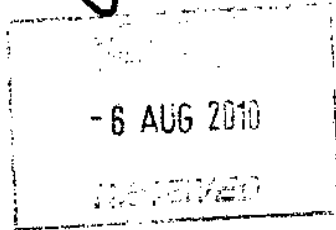
This is an inappropriate area to have this
type of licence granted in that it is close
to a Residential rural Community and that
resulting noise will disturb residents in that
area.

Yours Sincerely

M. RANSOM

* Objection.

1 MEADOW CLOSE
BURLEY
RINGWOOD
BH24 4EJ



4.8.10

Dear Sir / Madam,

Re: Forest Tea House
Pound Lane
BURLEY BH24 4ED

Ref: LICPR/10/05008

I am writing to express my strong opposition to the above mentioned application for an alcohol and music licence. We already have plenty of licenced premises in Burley and the local Cider Farm and the village convenience store both sell alcohol to be consumed off premises. With regard to the live Music application, there are a number of "pubs" in the area that have live music indoors - which means that only those who want to listen to it are involved. Pound Lane is in the heart of the residential part of Burley and on the edge of the open Forest. I do not wish to have someone else's choice of music inflicted on me whilst at home or walking, enjoying the peace of the Forest.

However, I would not have any objection to a "table licence" between the hours of noon and 3p.m so that customers can enjoy a glass of beer or wine with their lunch-time meal.

I hope that my views will be taken into account on this matter,

Yours faithfully,

(MRS W.M. ROBINSON) 48



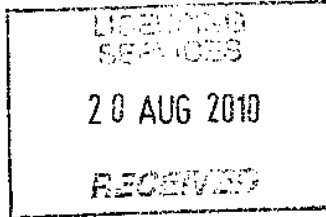
* Objection

NEW FOREST CIDER LTD
TRADITIONAL FARMHOUSE
CIDERMAKERS



LITTLEMEAD - POUND LANE - BURLEY - RINGWOOD - HANTS - BH24 4ED - ENGLAND

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



19 July 2010

Re: Application Grant of Premises Licence (S17) Ref: LICPR/10/05008 - Forest Tea House and Restaurant

Dear Sir/Madam

As the premises licence holder immediately to the rear of the Forest Tea House, I wish to strongly object to the above application to retail fruit wine and cider as an off licence as this would seriously infringe on my long established business selling cider produced on my farm.

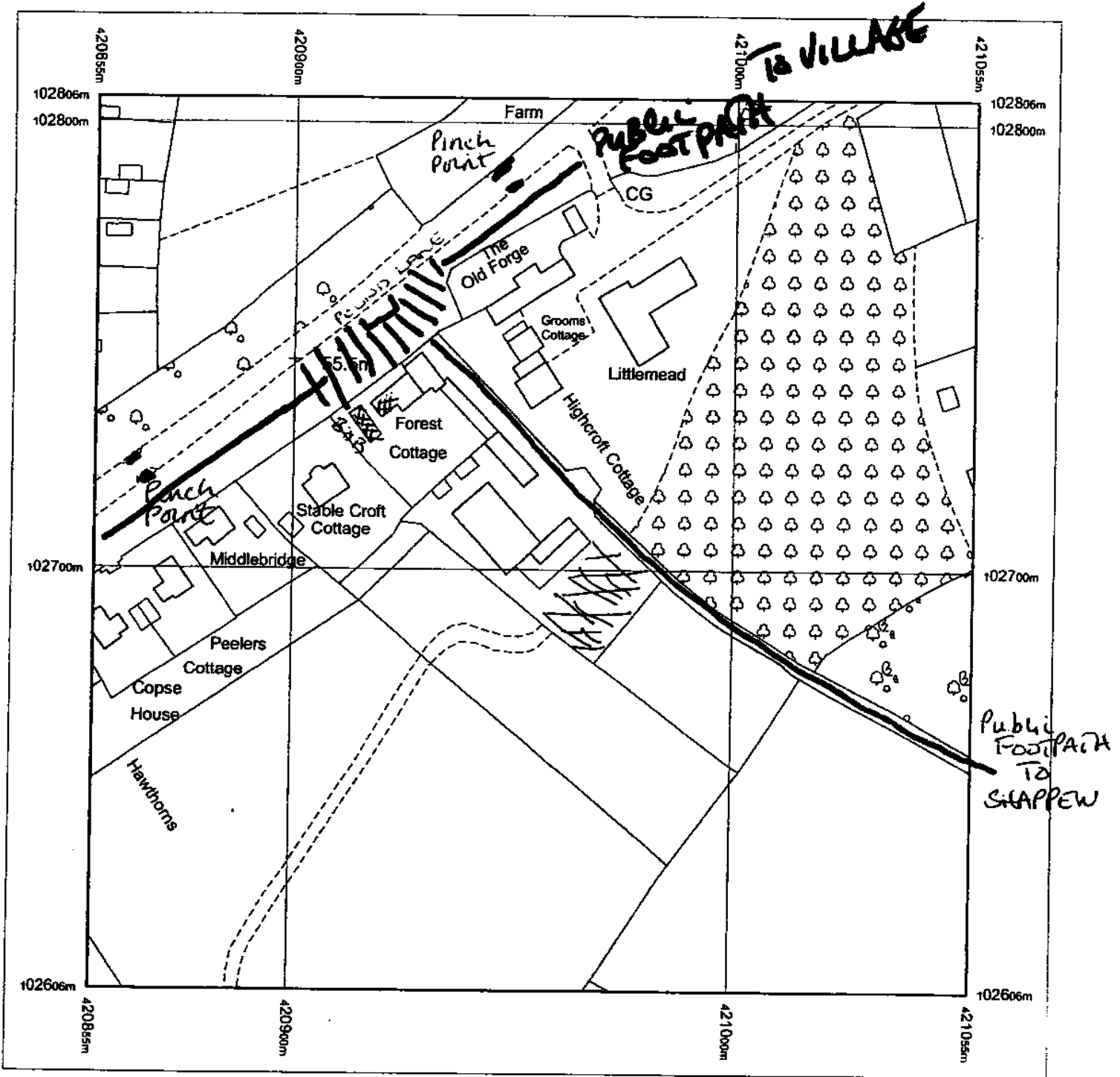
I have no objection in principle to their application for a licence to serve alcohol to accompany meals during their current trading hours of 10am - 6pm, but would object to trading until 11pm at night as this would in effect turn the premises into a public house in a residential area, which would therefore cause a public nuisance to immediate residents, and cause a noise problem late at night. For the same reasons I also see no need for a music licence to extend past 6pm,

Bearing in mind that there is already ten licensed premises within the precinct of Burley village, I feel that the area is already adequately catered for, particularly in the current economic climate with some businesses such as the Burley Club already struggling to survive, without additional competition.

I also have severe worries about the number of coaches that are being encouraged to visit the tea room, which could very well increase with a music licence granted. The attached map shows the Forestry Commission car park licensed to the tea rooms which can accommodate 10-12 cars, three of which are allocated to the tea rooms B&B business. This area is not adequate to accommodate coaches without obstructing the lane to our premises and the public footpath (highlighted in orange on the map), so this has led to the area between the pinch points in Pound Lane being used as a drop off zone, which severely aggravates the traffic congestion, with one of the pinch points being in such close proximity, and impedes onto the public using the footpath as well.

Yours faithfully

Barry Topp



Produced 17.03.2009 from the Ordnance Survey National Geographic Database and incorporating surveyed revision available at this date. © Crown Copyright 2009.

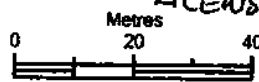
Reproduction in whole or part is prohibited without the prior permission of Ordnance Survey.

Ordnance Survey, the OS Symbol and OS Sitemap are registered trademarks of Ordnance Survey, the national mapping agency of Great Britain.

The representation of a road, track or path is no evidence of a right of way.

The representation of features as lines is no evidence of a property boundary.

Part or all of this OS Sitemap is enlarged from mapping produced at one or more of the following scales: 1:1250, 1:2500, 1:10000.



Scale 1:1250

Supplied by: Xerocad
Serial number: 00055300
Centre coordinates: 420955 102705.5

Further information can be found on the OS Sitemap Information leaflet or the Ordnance Survey web site:
www.ordnancesurvey.co.uk

~~PUBLIC FOOTPATH~~

FORESTRY LICENSED CAR PARK

FOREST TEA ROOMS B & B

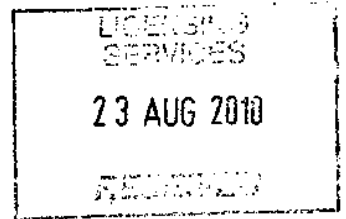
LITTLEMEAD NEW FOREST CIDER CAR PARKINGS

* Objection

5 Copse Road
Bunley, Ringwood
BH 24 4ES

August 19th

Licensing Manager
Licensing Services
New Forest District Council
Appletree Court
Lyndhurst SO 43 7PA.



Ref. Application LICPR/110/05888
in the name of Mr C Bruske
Forest Tea House Pound Lane Bunley.

I am writing to object to this application
for an Alcohol Licence and a Music Licence
for this premises

1. Parking at the Forest Tea House is very
limited. Public Safety would be compromised
with vehicles parking on a narrow road
near pinch points.
2. Such a use of these premises would be
a magnet for groups of people in an
otherwise quiet residential area, with
noisy behaviour causing a Public nuisance
and could lead to Crime and Disorders

3. There are young people and children living on an estate near these premises who could come to harm from the influence of others ~~using~~ using alcohol

I hope this application will not be granted

JILLIAN M. WALKER

* Objection

The Pound
Pound Lane
Burley
BH 244ED
Aug. 14th 2010

NF Licensing Authority
Apple Tree Court
Hyndhurst
SO 437 PA

19 AUG 2010

Ref. Lic. PR/10/05008
Forest Tea House Burley
BH 244ED

Dear Sirs,

The following are our objections to the above application.

1. Public Safety.

A possible increase in the volume of traffic in Pound Lane, particularly in the evening in an unlit road, can only endanger the public and the animals.

2. Prevention of Public Nuisance.

The change of use from a tea room to licensed premises with opening hours from 7.00 am to 2300 hours Monday to Sunday, is inappropriate in a quiet residential area. The noise disturbance from licensed premises with music would cause distress to all the residents. The need for this facility is already well catered for elsewhere in the village.

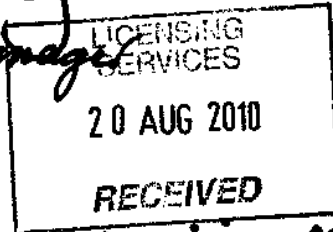
Please consider these points when making your decision. Yours faithfully,

(Mrs)

53

(WEINEL)

* Objection 12 COFFE ROAD
to Licensing Manager
N.F.C. BURLEY
HANTS BH24 4HE
18-08-2010



Dear Sir,
Re:- Application No LICPR/10/05808

Forest Tea House, Pound Lane, Burley,
Hants, by M.R.C. BRUSKE

I have just seen the above notice of application, and feel concerned about the consequences of granting such a licence on the village of Burley residents.

My concerns are that late night eating and drinking would certainly increase the amount of passing traffic and result in objections by affected residents, leading to confrontations.

The licensing of late night + afternoon music would constitute a public nuisance if local residents are unable to enjoy the peace of their own homes.

Public safety is always in mind where alcohol and the increase in driving speeds that generally follows,

2/

leads to higher speeds on country roads.

Please consider mine and other
concerns when discussing the application.

Yours sincerely

MR. D. A. WESTERHOFF

* Objection

Mr and Mrs J Wyatt
Hawthorns
Pound Lane
Burley
Hants
BH24 4ED

20th August 2010

Ref: Application for drinks and music license for The Forest Tea House in Burley

Dear Sirs,

We are very concerned to hear that The Forest Tea House, in Pound Lane Burley, is applying for a drinks and music license to include the selling of alcohol to the general public.

The Tea is House is located in a residential area and we believe it is totally inappropriate for music to be played outside the premises causing a public nuisance to local people.

With regards to the selling of alcohol to the general public i.e. off license, we believe that this could draw people into the area and encourage them to congregate and drink alcohol late at night along Pound lane and the surrounding areas. At present we do not have a police presence in the village and we are very concerned that crime could increase causing distress for many local elderly residents. We find it hard to understand why a local tea house which attracts families and children would want to sell alcohol for consumption off the premises.

I do hope you take our concerns into consideration when making your decision regarding the drinks and music license for The Forest Tea House in Burley.

Yours Faithfully

Mr & Mrs J Wyatt



Mr C O Bruske
Forest Tea House
Pound Lane
Burley
Ringwood
BH24 4ED

Our Ref: PW/LICPR/10/05008/PW
Your Ref:

25 August 2010

Dear Mr Bruske

**RE: Mediation
LA2003 - Application for a Premises Licence**

I write further to my recent communications to inform you of the following developments undertaken by this office.

I have written to all 27 Interested Parties informing them of the additional conditions agreed by you with Environmental Protection. The letter invites the interested party to reconsider their representation based on said agreement. It also mentions the process of mediation in order to avoid the need for a formal hearing, copy attach for your perusal.

I therefore write to ascertain your views on arranging a mediation meeting, inviting said interested parties to attend and giving you the opportunity to present a fuller picture of your business intentions regarding said premises.

I would be grateful if you could contact this office to discuss further if you find favour with said proposal.

Yours sincerely

Paul Weston

Licensing Officer
Licensing Services

Tel: 023 8028 5505
Fax: 023 8028 5596
Email: licensing@nfdc.gov.uk

Mediation letter sent to all Interested Parties (27).

COPY

RE: Licensing Act 2003 - Application for Grant of a Premises Licence
Forest Tea House, Pound Lane, Burley, BH24 4ED

I write further to my recent correspondence and attach the conditions that have been agreed by the applicant with Environmental Protection, in respect of said application, for your perusal.

There have been no other adverse comments from any other Responsible Authority (Fire, Police, Trading Standards, Environmental Health, Social Services or Planning).

In view of the above I write to enquire whether you now wish to withdraw your objection or agree to this office making arrangements for a mediation meeting. The Act directs the Licensing Authority to undertake this task in order to negate the need for a formal hearing to determine said application. I would be grateful if you would inform this office accordingly.

Where objections are not subsequently withdrawn or mediation is unable to produce a mutually acceptable outcome, the matter will have to be determined by a licensing panel at a formal committee meeting. This will be arranged through Democratic & Legal Services with the costs being the responsibility of the council tax payers in the New Forest administrative area. In taking this option you will need to produce evidence to support your representation and this matter including your comments and relevant details will become part of a public record. Further, it should be noted that any decision made is subject to appeal at the Magistrate's Court and in defending its position the Council may ask that you appear as a witness to repeat your evidence on its behalf.

Please note that as a safeguard to local residents any licence produced is subject to the review process should any future problems occur.

If I can be of any further assistance please contact this office.

COPY

COPY

The following conditions have been agreed between Environmental Health Pollution and the applicant:

During any indoor event involving live or amplified music (other than low level background music), all windows will be kept closed. External doors will also be kept closed, except where necessary for access and egress, i.e., the doors will not be secured open and will be fitted with self closers if necessary.

The air conditioning and cooking extraction system will be switched off when not required.

The disposal of empty bottles into outdoor storage receptacles will not take place between 19:00hrs - 07:00hrs.

Arrangements will be in place to ensure that deliveries of consumables will not take place between 19:00hrs - 07:00hrs.

Arrangements will be in place to ensure that waste collection contractors will not collect between 19:00hrs - 07:00hrs.

So as to minimise disturbance to local residents late at night, staff will be given appropriate instructions and training to encourage customers to leave the premises quietly and not loiter in the vicinity of the premises.

At each exit point a prominent and clear notice will be displayed to the effect that customers should be considerate to local residents by leaving the premises and area quietly.

Prior to 23:00hrs, music noise emanating from the premises whilst audible, is so low that distinct tunes, lyrics, musical instruments and any bass beat cannot be recognised at the boundary of all noise sensitive premises.

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

COPY