

LICENSING SUB COMMITTEE - 19 JULY 2013

APPLICATION TO VARY A PREMISES LICENCE: GIRL GUIDING UK, FOXLEASE, CLAY HILL, LYNDHURST

1. INTRODUCTION

- 1.1 The purpose of this report is to consider an application to vary a premises licence made under section 34 of the Licensing Act 2003.

2. APPLICATION

- # 2.1 Mr Glen Duclos on behalf of Girl Guiding UK, Foxlease, Clay Hill, Lyndhurst, SO43 7DE has made an application for the variation of premises licence 758/2. The application is attached as **Appendix 1**. The application requests variations to the licensing hours for the provision of regulated entertainment, supply of alcohol and the hours the premises are open to the public.

3. REPRESENTATIONS

- # 3.1 Additional conditions have been agreed by the applicant with Police Licensing and Environmental Health (Pollution). These are attached as **Appendix 2**.
- 3.2 The application has received 11 letters of objection which are relevant representations.
- # 3.3 Copies of all the representations are attached as **Appendix 3**.

4. REQUIREMENTS FOR A HEARING

- 4.1 The Licensing Authority must hold a hearing to determine the application where relevant representations addressing the licensing objectives are made. These being:
- The prevention of Crime and Disorder;
 - Public safety;
 - The prevention of public nuisance;
 - The protection of children from harm.
- 4.2 In determining the application the Licensing Sub-Committee must give appropriate weight to:
- The steps that are appropriate to promote the licensing objectives;
 - The relevant representations presented by all the parties;
 - The Home Office guidance;
 - The Council's own Statement of Licensing Policy.
- # 4.3 The following relevant sections paragraphs 9.38 - 9.40 of the current Home Office guidance issued under section 182 of the Licensing Act 2003 relating to the determination of applications, is attached as **Appendix 4**.

5. CONCLUSION

- 5.1 The Licensing Sub-Committee must, having regard to any relevant representations, consider which of the following measures are appropriate for the promotion of the licensing objectives:

- Modify the conditions of the licence;
- Reject part of the application;
- Reject the whole of the application.

6. RECOMMENDATION

6.1 That the Licensing Sub-Committee determines the application.

Further Information:

Paul Weston
Licensing Services
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk

Background papers:

Appendix 1 (Section 34 Application)
Appendix 2 (Agreed Conditions)
Appendix 3 (Relevant Representations)
Appendix 4 (Home Office Guidance)



New Forest
Application to vary a premises licence
Licensing Act 2003

For help contact
licensing@nfdc.gov.uk
Telephone: 023 8028 5505

* required information

Section 1 of 17

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

Foxlease Girlguiding TAC

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

- Yes No

Applicant Details

* First name

Glen

* Family name

Duclos

* E-mail

glen.duclos@girlguiding.org.uk

Main telephone number

Include country code.

Other telephone number

- Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
 Applying as an Individual

A sole trader is a business owned by one person without any special legal structure. Applying as an Individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House?

- Yes No

* Registration number

306016

* Business name

Girl Guiding UK Foxlease

If your business is registered, use its registered name.

* VAT number

GB 788445472

Put "none" if you are not registered for VAT.

* Legal status

Charity or Association

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 17

APPLICATION DETAILS

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 17

Continue from previous page...

VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

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

Describe briefly the nature of the proposed variation

- 1. Extension of all licensable activities
- 2. Structural alterations of licensable areas and to increase the number of licensable areas.
- 3. Foxlease is a private estate set in 62 acres owned and operated by Girlguiding UK. Foxlease is a Training and Activity Centre. Please see attached maps and plans outlining the proposal. In addition to the bar being situated in Princess Mary House, we would like to increase the licensable areas to include the Walled garden, Barn and Princess Margaret Lodge (PML).

Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start End
Start End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start End
Start End

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

Continue from previous page...

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the performance of a play take place indoors or outdoors or both?

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

Indoors Outdoors Both

Provide further details here.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for performing plays.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 10:00

End

Start

End 23:00

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 10:00

End

Start

End 23:00

WEDNESDAY

Start 10:00

End

Start

End 23:00

THURSDAY

Start 10:00

End

Start

End 23:00

FRIDAY

Start 10:00

End

Start

End 23:00

SATURDAY

Start 10:00

End

Start

End 23:00

SUNDAY

Start 10:00

End

Start

End 23:00

Will the exhibition of films take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the exhibition of film.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the performance of live music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 10:00

End

Start

End 23:00

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 10:00

End

Start

End 23:00

WEDNESDAY

Start 10:00

End

Start

End 23:00

THURSDAY

Start 10:00

End

Start

End 23:00

FRIDAY

Start 10:00

End

Start

End 23:00

SATURDAY

Start 10:00

End

Start

End 23:00

SUNDAY

Start 10:00

End

Start

End 23:00

Will the playing of recorded music take place indoors or outdoors or both?

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

- Indoors Outdoors Both

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

WEDNESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="23:00"/>

Provide a description of the type of entertainment that will be provided.

On occasions, during large guide camps live music, discos and concerts take place.

Will this entertainment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continue from previous page...

Non-standard timings. Where the premises will be used for entertainment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

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SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continue from previous page...

SATURDAY

X

Start 10:00

End

Start ~~10:00~~

End 23:00

Amended per kel conv.
Glen Dulos

SUNDAY

Start 10:00

End

Start

End 23:00

Will the sale of alcohol be for consumption?

- On the premises
- Off the premises
- Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 14 of 17

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

MONDAY

Start 10:00

End

Start

End 23:00

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start 10:00

End

Start

End 23:00

WEDNESDAY

Start 10:00

End

Start

End 23:00

THURSDAY

Start 10:00

End

Start

End 23:00

FRIDAY

Start 10:00

End

Start

End 23:00

SATURDAY

X Start 10:00

End

X Start ~~23:00~~

End 23:00

X Amended as per tel conversation with Glen Duchs.

SUNDAY

Start 10:00

End

Start

End 23:00

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Section 16 of 17

LICENSING OBJECTIVES

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

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

If the club wishes members and their guests to be able to consume alcohol on the premises select on, if the club wishes people to be able to purchase alcohol to consume away from the premises select off. If the club wishes people to be able to do both select both.

The bar is used mainly for functions, events and residentials. All are pre booked and organised in advance. The general public do not have access to the facilities. In line with our business needs we will increase the fully trained personal license holders from one to two.

b) The prevention of crime and disorder

Fully trained staff on duty with radios, who report to a duty manager / event co-ordinator. Challenge 25 implemented and only correct ID accepted E.g. Passport, Drivers licence or Pass card

c) Public safety

All guests part of group or organisation who have pre booked and mostly in residence. Foxlease fire safety policy ensures all fire routes, fire detection, fire fighting equipment are fully maintained and compliant. ADT fire monitoring service (linked to fire brigade) in place for Princess Mary House.

d) The prevention of public nuisance

All functions, events and residentials pre organised and plans are put into place to ensure no public nuisance to guests on site and neighbours. In addition to duty staff, we have a duty manager who is responsible for dealing with all problems including monitoring noise levels.

e) The protection of children from harm

Continued from previous page...

Girlguiding UK has strict policies on safeguarding young people. Please see "Safe Space" enclosed.
We do not encourage the consumption of alcohol in front of young people.
The bar is locked away when not in use.
All staff are trained to monitor and ensure no proxy sale of liquor.

Section 17 of 17

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
Variation Fees are determined by the non domestic rateable value of the premises.
To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/Index.htm

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

* Fee amount (£)

315.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

DECLARATION

* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Once you're finished you need to do the following:

1. Save this form to your computer by clicking to file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/new-forest/change-1> to upload this file and continue with your application

Don't forget to make sure you have all your supporting documentation to hand.

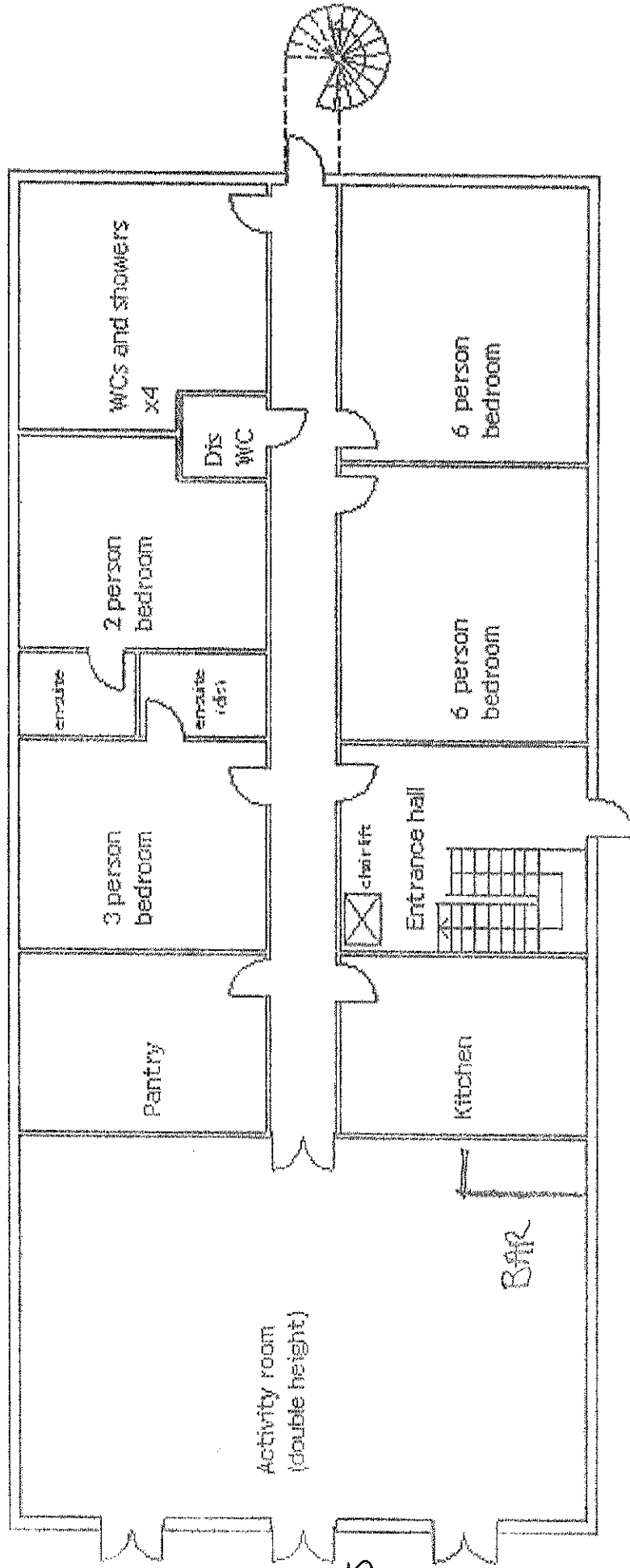


In support to our application to vary our premises licence:-

Foxlease is owned and operated by Girlguiding UK, a registered charity (No:- 306016). Our core values are about giving girls and young women a space where they can be themselves, have fun, build brilliant friendships, gain valuable life skills and make a positive difference to their lives and their communities.

To enable us to support this very important work, we have to open our centre to other groups and the income generated by this, supports our core values. We need the ability to be more flexible to attract other business and therefore need to vary our license to enable that to happen.

Having said that, our core work will always be Guiding and Foxlease is very important to our associations and its members. Our financial aim is to have a sustainable business model that will allow us to serve our Guiding and local community now and into the future.

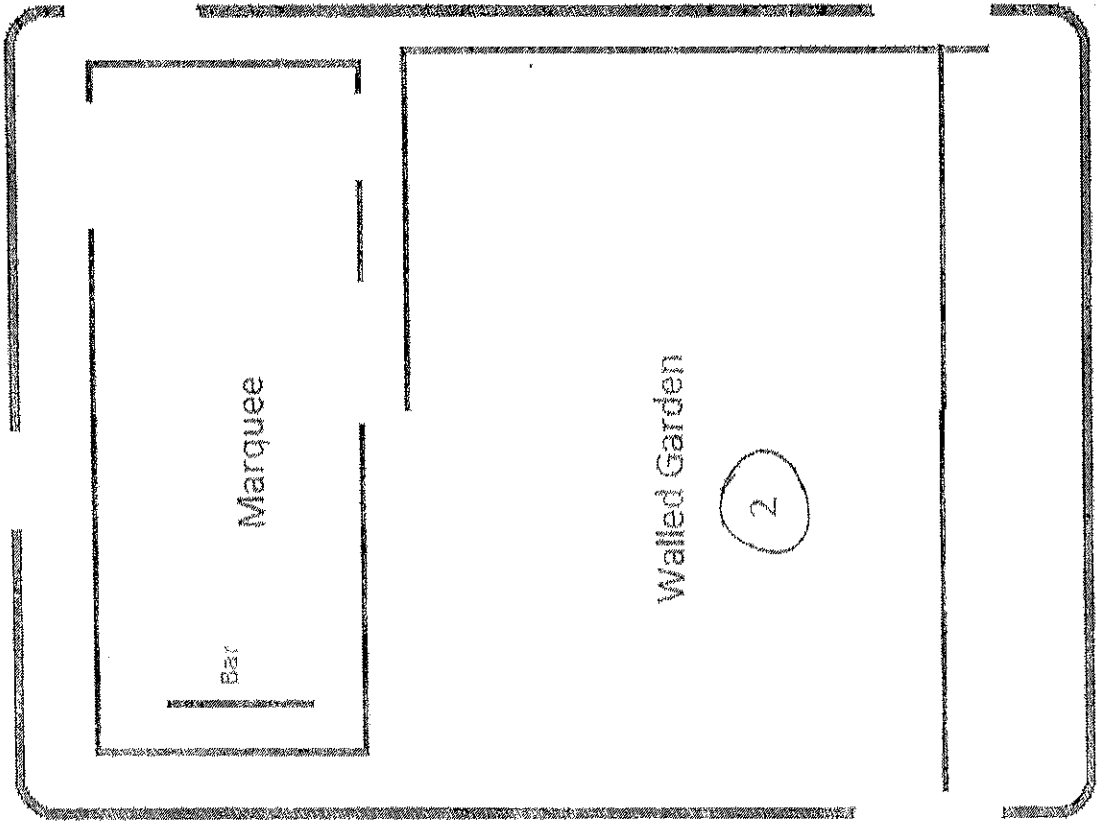


LICENSEABLE AREA

NOT TO SCALE

4

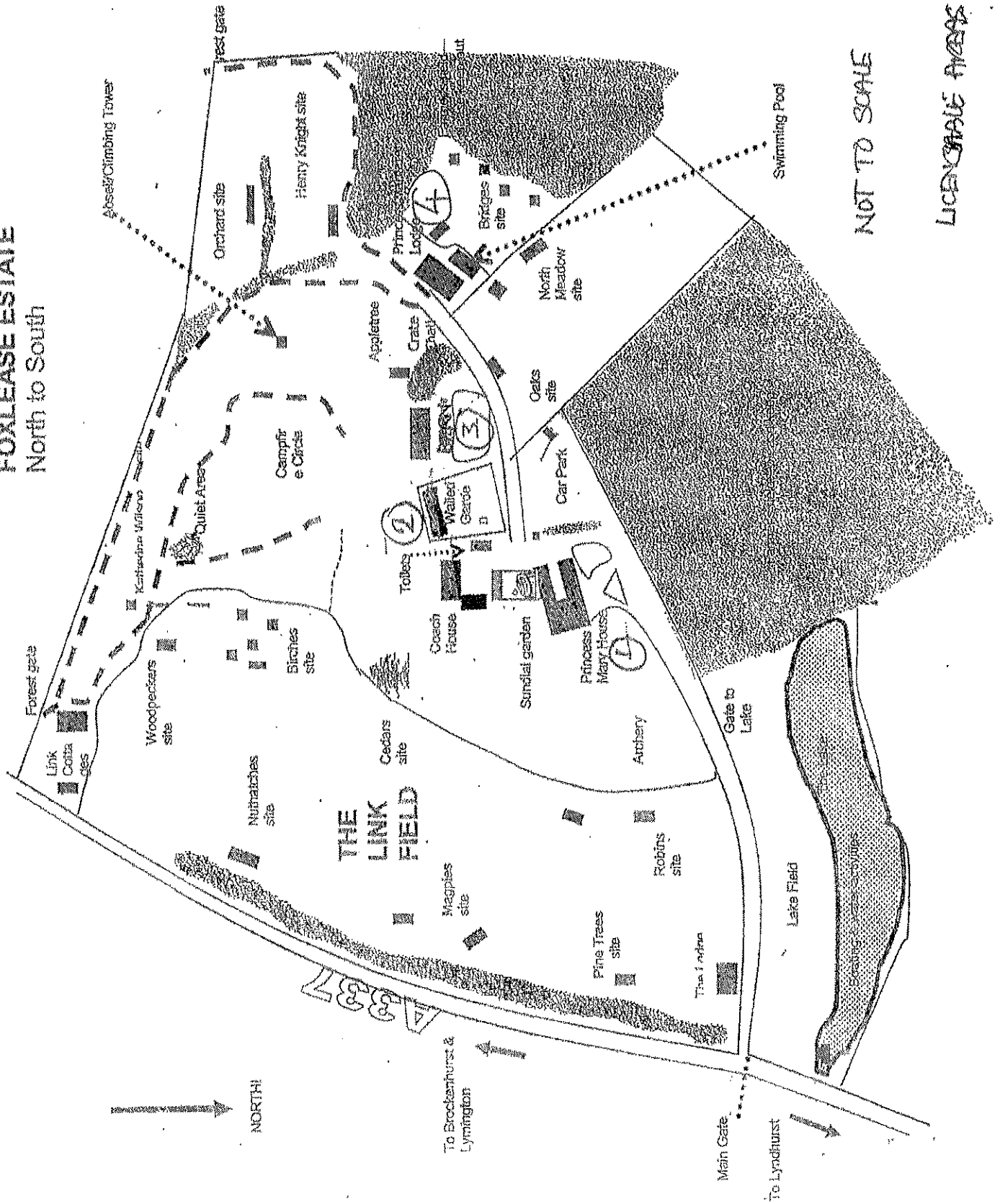
PML



LICENSEABLE AREA

NOT TO SCALE

FOXLEASE ESTATE
North to South



NOT TO SCALE

LICENSABLE AREAS



Licensing Act 2003

Premises Licence

Issued under Section 24 of the above Act

Premises Licence Number	758/3
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Part 1 - Premises Details

Postal address of premises, or if none, ordinance survey map reference or description	
Gfri Guiding Uk Foxlease Clay Hill Lyndhurst Hampshire SO43 7DE	Map Ref (E): 429907.469721286 Map Ref (N): 107063.665000014 UPRN: 10007447567
Telephone Number: 0	

Where the licence is time limited the dates
This licence is NOT time limited

Licensable activities authorised by the licence
A) Performance of a Play B) Exhibition of a Film E) Performance of Live Music F) Playing of Recorded Music G) Performance of Dance J) Supply of Alcohol

The times the licence authorises the carrying out of licensable activities									
A - Performance of a Play	Performance of a play may take place:		<table border="1"> <tr> <td>Indoors</td> <td></td> </tr> <tr> <td>Outdoors</td> <td>Y</td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors		Outdoors	Y	Both	
Indoors									
Outdoors	Y								
Both									
Day	Start	Finish							
Fri	19:00	21:00	Further details: Foxlease is used by local Drama Group for plays/musicals - usually once a year in the Summer. Seasonal variations: Non standard timings:						
Sat	19:00	21:00							
Sun	19:00	21:00							



B - Exhibition of a Film			Exhibition of films may take place:	Indoors	Y
				Outdoors	
				Both	
Day	Start	Finish			
Sat	19:00	21:00	Further details: Films may be shown once a year. Seasonal variations: Non standard timings:		

E - Performance of Live Music			Performance of live music may take place:	Indoors	
				Outdoors	
				Both	Y
Day	Start	Finish			
Sat	19:00	22:00	Further details: Guide events involving live music - usually one or twice a year. Seasonal variations: Non standard timings:		

F - Playing of Recorded Music			Playing of recorded music may take place:	Indoors	
				Outdoors	
				Both	Y
Day	Start	Finish			
Sat	19:00	22:00	Further details: On occasions, Guide camps hire discos for large events on site - usually one or twice a year. Seasonal variations: Non standard timings:		

G - Performance of Dance			Performance of dance may take place:	Indoors	
				Outdoors	
				Both	Y
Day	Start	Finish			
Sat	19:00	22:00	Further details: On occasions, Guide camps have concerts for large events - usually once or twice a year. Seasonal variations: Non standard timings:		

J - Sale or Supply of Alcohol		
Day	Start	Finish
Fri	18:00	23:00
Sat	18:00	23:00
Sun	18:00	23:00

Seasonal variations:
The bar is not open to the General Public only to residents.

Non standard timings:

The opening hours of the premises

L - Opening Hours

Day	Start	Finish
Fri	18:00	23:00
Sat	18:00	23:00
Sun	18:00	23:00

Where the licence authorises supplies of alcohol whether these are on and/or off supplies:

Alcohol is supplied for consumption ON premises only

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Girl Guiding UK - Foxlease
Clay Hill
Lyndhurst
Southampton
Hampshire
SO43 7DE

Telephone:

Email:

Registered number of holder, for example company number, charity number (where applicable)

306016

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Glen Duclos
Foxlease
Clay Hill
Lyndhurst
Hampshire
SO43 7DE

Telephone:

Email:

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

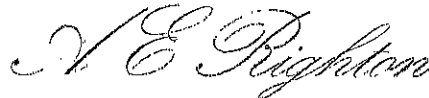
PA1128
South Lakes District Council

The licence is granted by New Forest District Council, as licensing authority pursuant to the Licensing Act 2003 and regulations made thereunder.

Date licence issued: 23/04/2013

Date licence commences: 23/04/2013

Date first licence came into force: 24/11/2005



Head of Public Health & Community Safety
(Authorised Officer)

Annex 1 - Mandatory conditions

Where licence authorises door supervision:

- (1) Each individual at the premises to carry out a security activity must:
- Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001;
 - or
 - Be entitled to carry out that activity by virtue of section 4 of that Act.

Where licence authorises supply of alcohol:

- (1) No supply of alcohol may be made under the premises licence:
- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Where the licence authorises exhibition of films:

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where:
- (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,
- admission of children must be restricted in accordance with any recommendation made by that licensing authority.

(4) In this section:

"children" means persons aged under 18; and

"film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Annex 2 - Conditions consistent with the operating schedule

P) Proposals by the applicant in order to promote the four licensing objectives:

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

The bar is generally open at weekends for adult guide leaders. It is not open when children are resident in the House, usually during school holidays.

b) The prevention of crime and disorder

Licensed premises are used by members of Girl guiding UK and invited guests.

c) Public Safety

Guests are resident in the main house - day visitors do not use the premises.

d) The prevention of public nuisance

Guests are usually resident and do not leave the premises late at night.

The campsite curfew is 23:00hrs.

Outdoor Events:

A maximum of three Live Music Events may be held outside on the Foxlease Estate each year

A maximum of three Recorded Music Events may be held outside on the Foxlease Estate each year

A maximum of four Performances of a Play may be held outside on the Foxlease Estate each year

e) The protection of children from harm

The bar is not open when children are resident in the main house. The bar is locked away at these times.

Annex 3 - Conditions attached after a hearing by the licensing authority

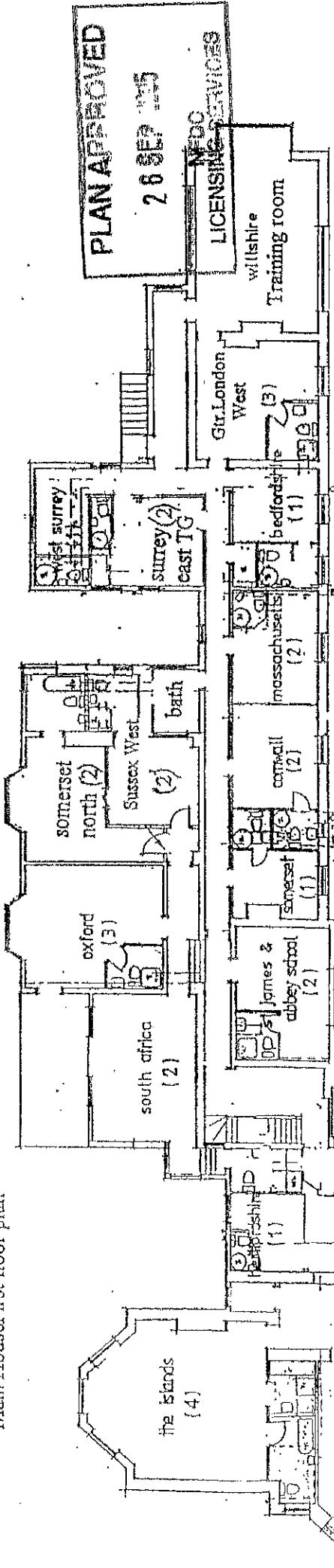
N/A

Annex 4 - Plans

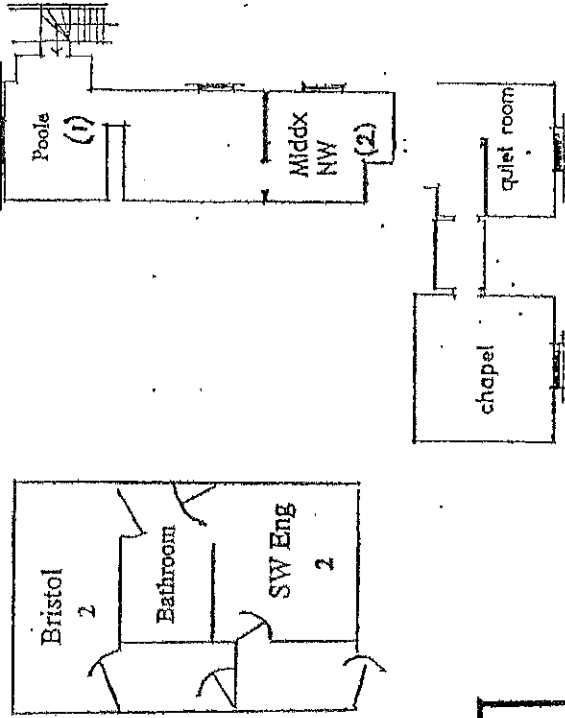
This licence permits the licensable activities stated at the premises addressed above in accordance with the plan(s) attached.

Plan of Premises	
Plan/Drawing No:	
Date of Plan:	Plan approved 26/09/2005

Main House First floor plan



Ground Floor Alison Macpherson Wing



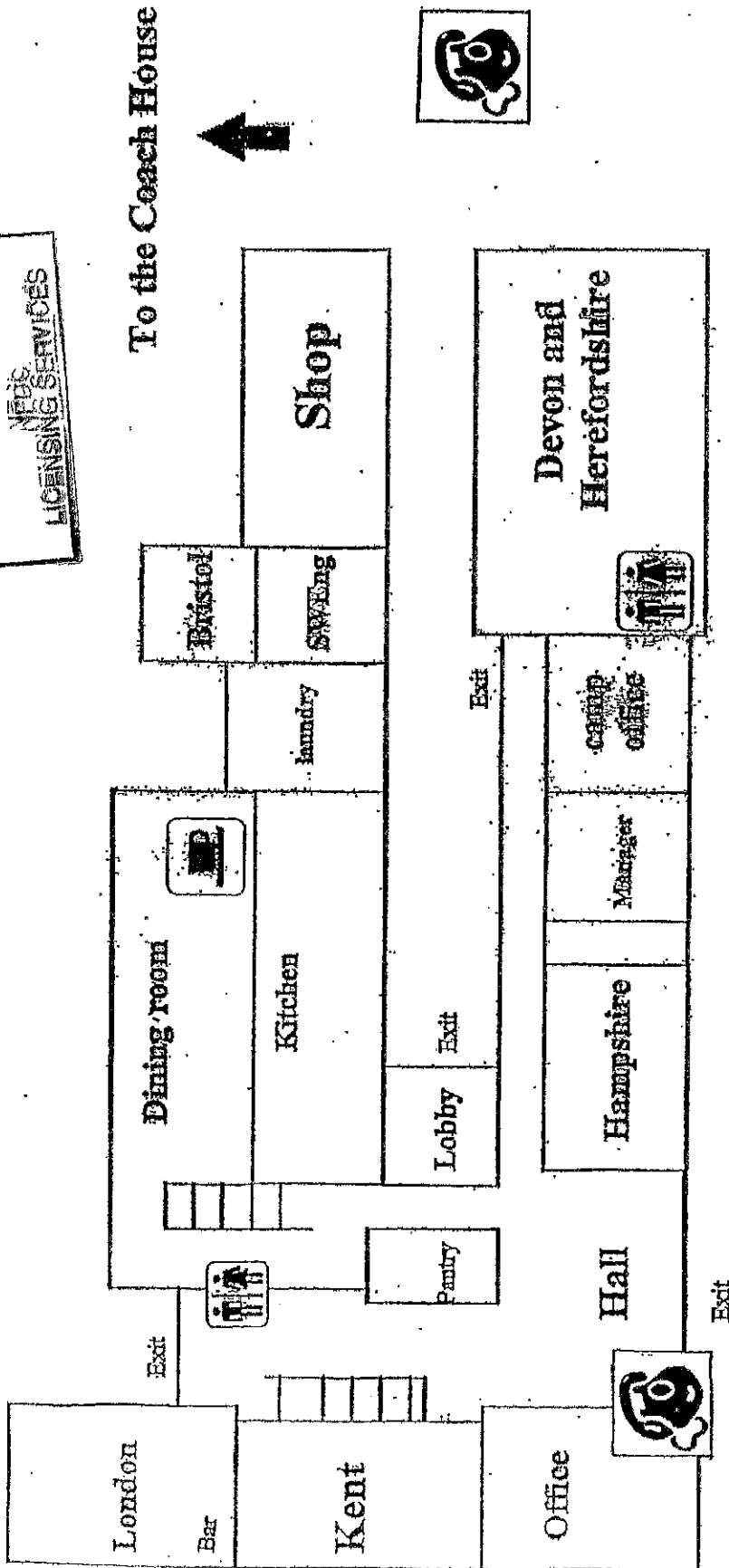
Coach House

Essex	2	Gloucs	1	Rutland	2	Worce	2
Northamptonshire	1	Wadhurst	1	Leics	2	Norfolk	2

second floor plan

Foxlease Ground Floor Plan

PLAN APPROVED
25 SEP 2009
MEDIC
LICENSING SERVICES



**LICENSING ACT 2003 – Section 34 application to vary a premises licence
(PL 758) FOXLEASE – Clay Hill, Lyndhurst, SO43 7DE
AGREED CONDITIONS – with Responsible Authorities**

Police:

Challenge 25

There will be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older. Acceptable identification for the purposes of age verification will include a driving licence, passport, HM Forces ID card or photographic identification bearing the "PASS" logo and the persons date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person. 'Challenge 25' posters shall be displayed in prominent positions at the premises.

Staff Training

Staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training which must be signed and dated by the member of staff who has received that training.

All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training which should be signed and dated by the member of staff who received that training.

In addition to their training a written test related to the training given will be conducted before the staff member is permitted to sell or authorise alcohol. The test will consist of a minimum of ten questions of which the pass rate is 80%. Anyone who fails to reach the prescribed pass rate will be retrained and re-tested. Anyone not attaining the pass rate will not be permitted to sell or authorise the sale of alcohol until the pass rate is attained. There will be a minimum of two sets of questions to be used in the training which will be rotated upon each subsequent six month training session.

All training records will be made immediately available for inspection by Hampshire Constabulary and any responsible Authority upon request. Training records will be kept for a minimum period of two years. Training records will be kept on the licensed premises to which they relate to.

Environmental Health (Pollution):

For all indoor and outdoor events involving amplified music / sound, sound levels will be set to ensure that after 2300, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises.

Prior to 2300, music and noise emanating from the premises whilst audible, will be such that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of noise sensitive premises.

An assessment of noise levels at the boundary with nearest noise-sensitive premises during the evening will be made to ensure this condition is met.

(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. ”

Our Ref: KMS/DP14/Cristofoli
 ur Ref:

21 June 2013

FAO Paul Weston
 New Forest District Council
 Apple Tree Court
 Beaulieu Road
 Lyndhurst
 Hampshire
 SO43 7PA



MOORE BLATCH
 solicitors

11 The Avenue
 Southampton SO17 1XF
 T. 023 8071 8000
 F. 023 8033 2205
 DX 38507 Southampton 3
www.mooreblatch.com

dd. 023 8071 8876
 e. kate.stewart@mooreblatch.com

By e-mail and post: licencing@nsdc.gov.uk

Dear Sirs

**Girl Guiding UK, Foxlease, Clayhill, Lyndhurst, SO43 7DE ("Foxlease")
 Application to vary premises licence**

We have been instructed to act on behalf of Mr and Mrs Cristofoli ("our Clients") who are the freehold owners of the property known as Swiss Cottage, Clay Hill, Lyndhurst, Hampshire, SO43 7DG. Swiss Cottage is located within a one mile radius of Foxlease being the property which currently benefits from a premises licence ("the Licence") in the name of Girl Guiding UK ("the Applicant").

Please treat this letter as our Client's representation to the Council in response to the Applicant's application to vary its Licence as received by the Council on 27 May 2013. Therefore the following are our Client's representations for the purposes of the Council's determination of the Applicant's application to vary as per section 35 of the Licencing Act 2003.

It will be noted that the Licence presently provides for the following licensable activities to take place within the following timeframes.

1. Performance of a play (outdoors): Currently authorised on a Friday, Saturday and Sunday between 7 p.m. and 9 p.m. The Licence states that Foxlease is used by a local drama group for plays/musicals usually once a year in the summer.
2. Exhibition of a Film (indoors): Currently authorised on a Saturday only between the hours of 7 p.m. and 9 p.m. The Licence states that films may be shown once a year.
3. Performance of live music (indoors and outdoors): Currently authorised to take place on a Saturday between 7 p.m. and 10 p.m. The Licence states that these would involve Guide Events involving live music, usually one or twice a year.
4. Playing of recorded music (indoors and outdoors): Currently authorised to take place on a Saturday only between 7 p.m. and 10 p.m. The Licence states that Guide camps hire discos for large events on site, usually once or twice a year.
5. Performance of dance (indoors and outdoors): Currently authorised to take place on a Saturday only between 7 p.m. and 10 p.m.
6. Sale or supply of alcohol on the premises: Currently authorised to take place on a Friday, Saturday and Sunday only between 6 p.m. and 11 p.m. The Licence notes that the bar is not open to the General Public only to residents.

Offices also in:

Lyngton, Whiteley and Richmond.

Moore Blatch is the trading name of Moore Blatch LLP, which is a limited liability partnership registered in England and Wales, registration number OC335180. The registered office is 11 The Avenue, Southampton, SO17 1XF. VAT Registration Number: 188 6831 09.

We use the word 'partner' to refer to a member of the LLP, or an employee or consultant who is a lawyer with equivalent standing and qualifications (a non-member). A list of the members is open to inspection at our registered office, together with a list of those non-members who are referred to as partners.

drafted, the proposed amendments to the Licence would result in a significant increase in the number of hours that the above licensable activities could take place. The proposed amendments envisage the Applicant being authorised to undertake **all** of the above activities (and potentially more) between the hours of **10 a.m. and 11 p.m. every day of the week**. Further, the proposed amendments envisage the Applicant being authorised to carry on all such activities both 'indoors and outdoors' thereby massively increasing the scope for authorised activities at Foxlease.

We have illustrated the scale of the increase below:

1. Performance of a play: From 6 hrs authorised to a total of 91 hrs authorised per week.
2. Exhibition of a film: From 2 hrs authorised to a total of 91 hrs authorised per week.
3. Performance of live music: From 3 hrs authorised to a total of 91 hrs authorised per week.
4. Playing of recorded music: From 3 hrs authorised to a total of 91 hrs authorised per week.
5. Performance of dance: From 3 hrs authorised to a total of 91 hours authorised per week.
6. Supply of alcohol: From 15 hrs authorised to a total of 91 hrs authorised per week.

The practical impact of this could potentially mean that Foxlease could put on external performances of theatre productions, performances of films, outside concerts and other entertainments every day of the year. Of equal concern to this is the fact that, at these proposed events, under the terms of the proposed amended Licence, the Applicant would be authorised to sell alcohol at all times (i.e. all day long). On this basis, were the Applicant's application to vary be successful, it is therefore possible that Foxlease could potentially turn into a significantly different and larger scale venue to that which it currently offers.

Whilst our Clients appreciate that the Applicant uses Foxlease for the good work achieved by the Girl Guides, they are extremely concerned that a variation to the Licence as requested would have a large scale impact with potentially negative consequences. These could include the generation of a significantly higher number of people attending Foxlease (most notably throughout the summer period) with the resultant traffic and congestion issues. An increased number of outdoor events will undoubtedly create a much larger volume of noise emanating from the site. Our Clients (and other neighbours) have already raised several complaints with the Applicant in relation to instances in the past where the noise emanating from Foxlease has reached unacceptable levels. In relation to this we enclose copies of correspondence exchanged. The proposed application to vary the Licence will only serve to exacerbate an already evident problem.

Our client is also naturally concerned about the general impact that a very liberal approach to the supply of alcohol will have given the obvious risks that this will create with regards to local crime and possibly violence in the area.

It is therefore with the following two licencing objectives in mind that our Clients are submitting these formal representations to the Applicant's application.

1. The licencing objective to prevent a public nuisance
2. The licensing objective to prevent crime and disorder
3. The licencing objective to protect people from harm

Please can you now arrange for this letter of representation to be submitted to the relevant officer for handling as and when the application to vary the Licence is considered. We should be grateful if you could acknowledge receipt of this representation by replying by e-mail. We would ask that if you have any queries in relation to any of this that you contact the writer, Kate Stewart on the above direct dial telephone number.

Yours faithfully,

MOORE BLATCH

Swiss Cottage
Gosport Lane
Lyndhurst
Hampshire
SO43 7DG

The Chief Executive
Girlguiding UK
Commonwealth Headquarters
17-19 Buckingham Palace Road
London
SW1W 0PT

23rd July 2010

Dear Sir

Foxlease Lyndhurst SO43 7DE

We are the owners of Swiss Cottage in Lyndhurst, the property next door to your premises at Foxlease.

First, we appreciate that Foxlease is and has been used by The Girl Guides Association for many years as a recreational centre.

Second, as your neighbours, it is our experience that that user has recently considerably intensified with the resultant impact on our "quiet enjoyment" of our home at Swiss Cottage.

The main issues are:-

1. Noise

The use of the ponds and water systems on Foxlease results in intermittent, but regular "screaming" in terms of the clear enjoyment of the participants, but a very noisy enjoyment, which goes on late into the evening often in the summer months as late as 9.00 pm and later.

The noise from other activities also impacts on us late into the evening particularly in the summer and it is clear to us that the number of participants at Foxlease has substantially increased with the resultant noise and other impact on us.

2. Road traffic

The B3396 Lyndhurst to Brockenhurst road is a busy road at the best of times and there appears to be substantial increased traffic to and from Foxlease, to include minibuses, coaches and buses as well as commercial vehicles we presume making deliveries to your premises.

It is with reluctance that we write to you to register our concerns to see what can be done in a practical way. Reluctantly we have to consider involving the public authorities, to include New Forest District Council, the Environmental Health and Control Department, to monitor the noise from the Foxlease premises.

Essentially this area is a quiet area on the edge of the small town of Lyndhurst, adjacent to open fields comprising part of the New Forest and even with the B3396 factor, we have up to now in general terms properly enjoyed our "quiet enjoyment" of our home at Swiss Cottage.

May we please invite you to give this matter your urgent and immediate attention as to how you can ameliorate the user of Foxlease to such an extent that the noise and other impact is reduced so we can return to the previous position where we enjoyed the tranquillity of our garden at Swiss Cottage as well as our home, without the substantial noise impact from Foxlease.

We have taken initial legal advice and prefer to deal with this matter as between us rather than between lawyers, but if needed we will take further advice as well as take advice from the Environmental Health and Control Department at New Forest District Council.

We wait to hear from you.

Yours faithfully

R A R CRISTOFOLI ESQ

MRS M D L P CRISTOFOLI



100 Girlguiding UK

girls in the lead

17-19 Buckingham Palace Road
London
SW1W 0PT

T: 020 7834 6242
F: 020 7828 8317

e: chq@girlguiding.org.uk
w: www.girlguiding.org.uk

2 August 2010

Mr and Mrs Cristofoli
Swiss Cottage
Gosport Lane
Lyndhurst
Hampshire
SO43 7DG

Dear Mr and Mrs Cristofoli,

Thank you for your letter voicing your concerns about the impact of activities at our activity centre at Foxlease on the "quiet enjoyment" of your home at Swiss Cottage.

I have spoken at length with the manager at Foxlease, Wendy Hughes, who has produced a summary of the current situation with regard to water activities which may be a useful starting point in finding a mutually acceptable way forward.

In May 2010 activities on the pond finished after six o'clock at night on four occasions, the latest of these finishing at 20.45, the reason for the later finish on all four occasions was that local Guide and Brownie groups used the site instead of their usual indoor venue for their meetings.

June 2010 was the busiest month with nine evening sessions, the latest finishing at 20.30. Again these were local groups including a Church Youth Camp and four sessions for schools. In July 2010 there were six evening sessions, the latest finishing at 20.15. In August 2010 there are currently only two evening sessions booked, one on 3rd August and one on 28th August (which will finish at 18.15).

Our water activity bookings are down 15 to 20% on last year and are also down on 2008 figures. We are already sharing information openly with the Environmental Health and Control Department, including information on our operating procedures and have voluntarily already changed the nature of one of the kayaking activities to avoid the activity that it seems generates the "screams".

Patron: Her Majesty The Queen
President: Her Royal Highness The Countess of Wessex
Chief Guide: Liz Burnley Chief Executive: Denise King

Girlguiding UK is an operating name of The Guide Association,
Registered Charity No. 306016, Incorporated by Royal Charter.



INVESTOR IN PEOPLE

In terms of the A337 we too have noticed an increase in traffic, and it takes our visitors longer to reach us, but our visitor numbers do not support the theory that traffic has increased as a result of activity at Foxlease.

How to go forward from here? We fully appreciate that it is difficult to find a solution that enables young people to enjoy the countryside while enabling an atmosphere of rural tranquillity to be retained at all times. We are part of the Lyndhurst community, an employer in the local area and our visitors also bring benefit to the local economy. Our centre offers opportunities to many young people who would not otherwise benefit from outdoor activities. We want to do our best for young people, the local community and our neighbours - sometimes a difficult balancing act.

I would be very happy to come down to Foxlease and to have a face to face meeting with you and the Foxlease Manager to try to identify steps we can take to improve the situation for you as our neighbours while continuing to fulfil our purpose as a centre. Like you I would prefer to keep this informal, rather than involving our legal department and would very much like to see where a friendly chat might take us in attempting to find a solution to this problem. If you would like to meet please respond with a choice of dates and times to my assistant Jenna Harris either by letter, telephone or email (by telephone 020 7834 6242 ex.2098, email jenna.harris@girlguiding.org.uk or by post using the address above) and she will arrange an appointment.

I look forward to meeting you soon.

Yours sincerely

Sue Field
Deputy Chief Executive

* Objection

Cross

HURST END
CLAYHIL
LYNDHURST
HAMPSHIRE
SO43 7DE

19TH JUNE 2013



Dear Sir

RE: Pending Licensing Application for Girl Guiding UK - Foxlease

With reference to the above application I most strongly object to the granting of this licence for the following reasons:

- 1) I - along with our neighbours already have noise issues with Foxlease with the constant screaming when the lake is in use. In the Summer it is almost unbearable I have to close windows so I can hear the television.. I cannot sit in the garden with friends enjoying a social life. (This is being dealt with by Edward Vandyck Ref:EPNSE/1105103) My comments refer to pre 2012 because my House was unoccupied during February to December of that year - so for that period I am unable to comment.
- 2) I have run a B&B which backs on Foxlease since 2001 and if this licence is granted I may well shut up shop! Guests staying here are on holiday and as such are entitled to peace and quiet.
- 3) If this Licence is granted who is going to Police it? The Manager is certainly not on the premises 24/7 (this information came directly from him Mr.Glen Duclus) You will also have every yob in the area trying to gain access when they discover Live Music and we will have a mini Glastonbury on our hands. Having run a Public House and Country Club I can speak from experience.
- 4) Why do Girl Guides need alcohol? This would be sheer encouragement - we have a bad enough drink culture as it is with minors in this Country. When I was a Girl Guide I was taught to help your neighbour and try and do a good deed every day - not inflict misery all round.
- 5) Fox Lease was certainly never originally set up for this.
- 6) The Village already has ongoing traffic and pollution problems - do we really need all this extra traffic holding up the A337 as they turn into Foxlease?

7) This is a Residential Area and I and the other Residents are entitled to Peace and Enjoyment of their homes and garden

Yours faithfully

Pauline A. Cross (Mrs)

Licensing Services
Appletree Court
Lyndhurst
SO43 7PA

* Objection *

CUTTING

Clayhill House,
Clay Hill
Lyndhurst
SO43 7DE



E mail: _____

19th June 2013

Dear Sir

Re: Licensing Act 2003 - Girl Guiding Foxlease

With reference to the above application we most strongly object to the granting of this licence for the following reasons:

- We are situated across the road from Foxlease and had problems last year with very loud music which we reported to the Environmental Health Officer and they had it stopped as it was well above the acceptable noise levels. So we already have issues regarding noise.
- Why would Girl Guiding UK need an alcohol licence we think that the licence must be intended for corporate events?
- Lyndhurst and the surrounding areas already have lots of venues for corporate events.

We run a B & B and feel that if this licence is granted it will be detrimental to our livelihood and interfere with our guests.

Yours faithfully

Chris and Margaret Cutting

* Objection

G. Garling



5 Park Close
Clay Hill
Lyndhurst
SO43 7DE

Licensing Services
Appletree Court
Lyndhurst
SO43 7PA

20 June 2013

Dear Sir/Madam

Re: Girlguiding UK Foxlease

We would like to object to the application of licences applied for by Girlguiding UK Foxlease.

Over the years the increased use of the site has resulted in noise at anti-social hours, e.g. discos at 23:00 hours, lengthy firework displays, helicopters, hot air balloons and early morning campers' games. The proposed licence will create a further public nuisance especially later at night, particularly low-level nuisance (non reportable crime including shouting).

Vehicle traffic in Clay Hill is already a problem in respect of volume and speed. Additional traffic, to an already busy junction and tight corner will have serious public safety implications. We have concern for school children and elderly as they attempt to cross an already hazardous road. There are two bus stops in the immediate area both requiring that the road be crossed.

Noise, light pollution, traffic and traffic noise will all have a negative impact.

We would object to the sale of alcohol during the day and during the working week especially as late as 23:00. Clay Hill is a residential area with working adults and young children. The sale of alcohol on a site such as Foxlease could affect public safety, potentially cause a nuisance and even affect the safety of Clay Hill's school children walking home from school. The junior and secondary school children catch coaches at Goose Green and walk past the entrance to Foxlease on their way home.

Thank you for taking the time to seriously consider these objections.

Yours faithfully

Mr and Mrs Mark Garling

Charlotte Mulford of 9, Park Close, Clayhill

*** Objection ***

Licensing Services
Apple Tree Court
Wyndhurst
SO43 7PA

RECEIVED
24 JUN 2013
LICENSING SERVICES
23.6.13
RECEIVED

Re: Givignology UK Foxlease

Dear Sirs

(F) I am writing to object to the application made by Givignology UK Foxlease for a variation of the premises licence

If granted I believe the variation would cause a significant increase in noise to the residential areas of clay hill and for an unacceptable amount of time (10am - 11pm)

Every year the guides have an outside party which they notify as

of and always apologise for the noise and disruption. They do the same when holding fireworks display once a year. Both events finish way before 11pm (at approx 9pm and 8pm respectively) but the guides are clearly aware of the disruption and noise their outside events cause to their neighbours.

I am also concerned that alcohol may be served all day every day at a venue predominantly for the amusement of under 18s. I am very surprised this has ever been applied for and would question why.

Please reject the application to vary or premises licence.
Yours faithfully

* Objection of

Ben and Emma Neale
Baytrees
7 Park Close
Clay Hill
Lyndhurst
Hampshire
SO43 7DE



Tel.:
E-Mail: /

17th June 2013

To Whom it May Concern

Reference: Variation Premises Licence for Girl GuidingUK, Foxlease, Clay Hill, Lyndhurst, SO43 7DE.

It has come to our attention that the above application has been made and we should like to present our formal objection to this application with reference to the following points:

- Whilst we understand that Foxlease as a commercial venture as undertaken by the Girl Guiding Association has to be a viable financial operation, we are concerned as to what they intend to do with the site. Having purchased our property 4 years ago, Foxlease at this point, was obviously already established as a Girl Guiding facility with all the associated activities. As such any large scale activities such as the "Girl Guide Olympics" were always notified to us in advance, occurred very infrequently and were run as part of a youth organisation, and as such ended at a reasonable time. The fact that the new proposal is for this venue to be available 7 days a week and to 11:00pm raises concerns as to how frequently they expect to be utilising this new license.
- As a focal centre for a youth organisation, we would not of expected alcohol to be served on site but notice that there is now an application for this which would suggest a shift in focus on the clientèle utilising the facility. With this shift in clientèle are we to expect a change in the nature of evening entertainment, more in line with a social function venue?
- Our concern for the application hinge on possible public nuisance issues with regards to noise pollution from potential music events or activities which may be held without restriction 7 days a week, which could also impact on the enjoyment of our property. Also possible increased traffic volumes and potential antisocial behaviour from revellers during and after the event.
- Access to and from Foxlease is only available from Clay Hill Road, which as the main thoroughfare to Lymington and Brockenhurst is already a busy stretch of road, serving as it does, the main access route to New Park which we already think offer all the facilities that they are requesting less than 2 miles down the road. Also with the entrance being located opposite Beechen Lane, which is already a dangerous turning being on a bend, with poor visibility up and down the road, we are concerned that it will increase the traffic congestion and chances of an accident.

- We are led to believe that this application has been made for the benefit of a corporate events firm which is a tenant within Foxlease Estate and fear that this proposal will represent a change in focus which is not in the best interest of the local community. We would happily welcome anything that ensures the continued upkeep and usage of the Foxlease Estate which is an important part of the fabric of Lyndhurst. But question whether this is the best direction for an historical building and its grounds.

Yours Sincerely

Mr B Neale and Mrs E Neale.

* Objection

WEBER

Mr & Mrs Weber
Beechen House
Goose Green
Lyndhurst
Hampshire
SO43 7DH



19th June 2013

Reference: Girlguiding UK Foxlease Application to Vary a Premises Licence

To whom it may concern,

I am writing regarding the above application to notify of you of our objection on the following grounds:

Noise Pollution

We spend the majority of our time at the back of the house and particularly enjoy the quiet garden in order to get respite from the noise and pollution from the road at the front. If the application were to proceed for all manner of outdoor entertainments we are concerned that the noise carried over to our home would have a very negative impact on our quality of life. There are specific events during the summer months (parties?) where music can be heard very loudly during the night in our home, as these are occasional events we have tolerated them as part and parcel of being a good neighbour. However it is not acceptable to give Foxlease a licence to disrupt our quiet homes whenever they choose. Our home was built in the 19th century and we do not have the modern day benefits of a well insulated home, double glazing etc, therefore noise from Foxlease is always disruptive to our sleep. As we have a 10 month old baby also trying to sleep we are very concerned about the impact this will have on our quality of life.

Character of local area

Furthermore we feel that this application is not in keeping with the intended use of Foxlease, when it was donated as a centre for Girlguiding. Our understanding when purchasing our home in 2011 was that this was a centre for wholesome, outdoor activities. We are concerned that this application will lead to regular outdoor events involving alcohol and noise that carries into the house which will not only damage our quality of life but is contradictory to the National Park objectives of conserving and enhancing the natural beauty wildlife and cultural heritage of the area. Furthermore we cannot understand why an alcohol licence is required for a girlguiding centre, unless there are plans afoot to turn it into an events centre/wedding venue perhaps? We feel that there is a very real threat to our peaceful environment.

Thank you for taking the time to consider our objections.

Yours sincerely,

Kelly, Tom and Harry Weber

* Objection

WICKENS

Sarah Wilson

From: Paul Weston on behalf of Licensing e-mail address
Sent: 24 June 2013 09:01
To: Sarah Wilson
Subject: FW: objection to licensing application

Accept

Paul Weston
Licensing Services
New Forest District Council
Tel: 023 8028 5505

From: Claire Wickens [[mailto](#)]
Sent: 23 June 2013 14:54
To: Licensing e-mail address
Subject: objection to licensing application

Dear Sir/Madam,

Pending Licensing Application for Girl Guiding UK

Address	GIRL GUIDING UK, FOXLEASE, CLAY HILL, LYNDHURST, SO43 7DE
Type of application	Variation Premises Licence (S34)
Date received	27/05/2013
Last objection date	23/06/2013
Summary	Variation of Premises Licence for Plays, Films, Live Music, Recorded Music, Performance of Dance, Anything similar, (indoors and outdoors), 10:00hrs to 23:00hrs Monday to Sunday, Supply of Alcohol on the premises, 10:00hrs to 23:00hrs, Monday to Sunday. Opening hours, 10:00hrs to 23:00hrs, Monday to Sunday.
Applicant/Licensee	Girl Guiding UK - Foxlease

With reference to the above application, I wish to register my objection to any extension of the current premises licence at Foxlease, for the following reasons.

I live just across the fields from Foxlease, in Chapel Lane, Lyndhurst, where I and my neighbours already suffer from noise nuisance arising from activities at the girl guiding centre. This takes the form of girls screaming while taking part in outdoor activities, loud music and tannoy announcements. Occasionally we have fireworks being let off (on the last occasion at around 10.00pm) with no prior warning.

The tannoy can be particularly annoying. On one occasion the announcer was clearly audible in my garden over the course of a whole afternoon, but she was asking if anyone could hear her! On another occasion the announcer was encouraging the girls to scream. You will appreciate that this is not conducive to enjoying a quiet weekend in one's own garden.

Music – this can be either live or recorded, including church services with gospel singing, drumming sessions, steel band music, a brass band and disco music. Sometimes two or more of these can be heard at once. Last summer a live band could be heard quite clearly not only in Chapel Lane but in other parts of the village, including Emery Down and Princes Crescent, just off the Southampton Road. The band started playing at about 8pm, waking my neighbours' two young children who had only just gone to sleep. The music continued until 9.15pm or later. On a warm evening the music means that windows and doors have to be closed in order to hear your own radio or television, as on this occasion.

I fully recognise the importance and value of the activities offered by the Girl Guides but feel that these should be carried out with due consideration to those living around them. There have been quite a number of occasions on which I could have complained but refrained from doing so. In July last year, however, the live band mentioned above was preceded by several hours of disco music over two consecutive days – a phone call to Foxlease asking them to reduce the volume had no effect, following which I did make a formal complaint by telephone to NFDC's Environmental Services.

I hope that you will take these points into consideration when making a decision on this application.

Yours faithfully,

Claire Wickens

Burwood,
Chapel Lane,
Lyndhurst.
SO43 7FF

* Objection

WILKINSON



Squirrel Cottage,

Clay Hill,

Lyndhurst,

SO43 7DE

20th June 2013

Licensing Services,

Appletree Court,

Lyndhurst.

Dear Sir/Madam,

RE: Pending licence application for Girl Guiding UK – Foxlease

With reference to the above application I wish to object to the variation of the licensing with respect to **Plays, Films, Live Music, Recorded Music, Performance of Dance, and Anything Similar (indoors and outdoors)**. My objection is based on the prevention of **public nuisance**, and the reasons and evidence are detailed below. I believe **any** change to the licensing for the property will have a **direct** impact on my family as our property shares a border with the Foxlease estate.

Events on the Foxlease estate have repeatedly impacted my family over the 18 months we have lived at our property. This has primarily been in the form of excessive noise projected from the site to our property. This noise has often been loud enough to not only cause a nuisance in our outdoor areas, but also penetrate into the house. This has so far been predominantly confined to daylight hours. Any extension to the licence would result in increased activity, and therefore noise, at far more disruptive times. This would have particular impact for us as we have a 9 month old child.

In 2012 we have had several occurrences of noise disruption from recorded music played on the site. In particular the yearly girl guiding "Flame" event caused severe disruption as recorded music was played throughout the site, and heard beyond, at excessively high volume. This music caused a nuisance to our family every day during this week. The recorded music was played at various times throughout the day, between the hours of 10am and 9pm. If the licensing change were to be granted, this would increase the disruption caused.

I believe this disruption and public nuisance is not only experienced by my family but also the residents of other properties that border, or are in the immediate vicinity of Foxlease. I therefore wish to register my objection to the current proposals to adjust the licensing hours at the Foxlease estate.

Whilst I understand that there is a certain amount of impact expected from such a site, I would expect that the management team of the estate would work together with the local residents to reach a solution that all parties find reasonable. With this in mind, I would like to suggest that if licensing changes were to be granted that the licensing agreement be confined to indoor areas. I believe this would mitigate the majority of the risk associated with disruption, but allow the Foxlease management to continue to carry out their events and activities.

Yours Faithfully,

Mr C Wilkinson

* Objection

WITHERS

HURST END
CLAYHILL
LYNDHURST
HAMPSHIRE
SO43 7DE

19th JUNE 2013



Dear Sir

Re: Licensing Act 2003 - Girl Guiding Foxlease

With reference to the above application I most strongly object to the granting of this Licence for the following reasons:

1) I- along with my neighbours already have noise issues with Foxlease with the constant screaming when the lake is in use together with Live and Recorded Music. In the summer it is almost unbearable - and this issue is ongoing with the Environmental Health Officer.

This application completely goes against The New Forest National Park policy and aims of a peaceful and tranquil area.

2) I have run a B&B which backs onto Foxlease since 2001 and if the Licence is granted - I may as well shut up shop! Guests staying here are on holiday and as such are entitled to peace and quiet.

3) If this Licence is granted who is going to Police it? The Management of Foxlease are certainly not on site 7 days week - by their own admission.

4) Why do Girl Guides need Alcohol at all? Certainly not 7 days a week 52 weeks of the year. Our understanding of Girl Guiding was to help your neighbour and try to do a good deed every day - not inflict misery all around. Foxlease was certainly never originally set up for this.

In summery this is a Residential Area and we the Residents are entitled to Peace and Enjoyment in our own homes and gardens.

Yours faithfully -

Philip G. Withers

* Objection

WOOLLEY

GARDEN HOUSE GOOSE GREEN LYNDHURST SO43 7DH
TEL

18TH JUNE 2013

MR PAUL WESTON LICENSING OFFICER
APPLETREE COURT
LYNDHURST
SO43 7PA

DEAR SIR,

GIRLGUIDING UK FOXLEASE LYNDHURST
APPLICATION TO VARY LICENCE

In accordance with the Notice dated 27-08-13 we write to record our strong objection to the current proposal requesting a variation to the existing licence relating to the above premises.

The terms of the application indicate a desire to increase the time available to make an outside noise nuisance over and above the present permission by about a twelvefold factor; or put another way by 1,200%.

Currently we are asked to bear with weekend noise that disturbs the normal Forest tranquillity, our own peace and that of our immediate neighbours. Some of the noise that is generated can create a nuisance as far afield as the Bournemouth Road and into the Meadows Estate. If this licence were to be granted the potential additional loss of amenity would thus be felt over a sizeable proportion of the Lyndhurst community.

We cannot believe that the Girlguides themselves will wish to take advantage of this huge increase in drinking time and noise making time and it begs the question: Who then?

We can only surmise that others are expected to take advantage of the new facility and therefore conclude that a change of use is being contemplated, in which case, bearing in mind traffic implications, full Planning Application procedures should be instituted.

We would expect any such application to be resisted by The NPA and much of the Lyndhurst Community.

Yours faithfully

M V & G M Woolley

Copy: Moore & Blatch
Pat Wyeth

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HOME OFFICE

AMENDED GUIDANCE ISSUED UNDER SECTION 182 OF THE LICENSING ACT 2003

October 2012

DETERMINING ACTIONS THAT ARE APPROPRIATE FOR THE PROMOTION OF THE LICENSING OBJECTIVES

- 9.38 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case by case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.
- 9.39 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
- 9.40 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.