

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

**APPLICATION FOR THE GRANT OF A PREMISES LICENCE -
SPORTS PAVILION, WOODSIDE GARDENS,
ROOKES LANE, LYMINGTON**

Date and Time: MONDAY, 3 OCTOBER 2016, AT 10.00 AM*

Place: COUNCIL CHAMBER, APPLETREE COURT,
LYNDHURST

Telephone enquiries to: Lyndhurst (023) 8028 5000
023 8028 5588 - ask for Melanie Stephens
E-mail: melanie.stephens@nfdc.gov.uk

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

1. **APPLICATION FOR THE GRANT OF A PREMISES LICENCE - SPORTS PAVILION, WOODSIDE GARDENS, ROOKES LANE, LYMINGTON**
(Pages 1 - 132)

THE RELEVANT PAPERS ARE ATTACHED

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

To: Members of the Sub-Committee:

Cllr G C Beck
Cllr R L Frampton

Cllr Ms L C Ford

Parties to the Hearing:
LSA Trading Ltd – Applicant
Mr P Bayntun – Supporter

Objectors:
Mr R Bailey
Ms S Balfour
Mrs C Barker
Mr C & Ms J Barr
Ms M Bates
Mrs D Bishop

Mr M Black
Mr & Mrs C Boullier
Mr J & Ms S Butchart
Ms C Carden
Mr N Carden
Mr G Carruthers
Ms T Carruthers
Mr G & Ms M Chadbourn
Mr & Mrs R Clark
Ms B Clayton-Smith
Mr S Clayton-Smith
Ms A Coham
Mr V & Ms G Dean
Ms S Denman
Mr A & Ms J Denham
Mr P M & Ms A V Gosney
Dr & Mrs W J Grabau
Mr D & Ms T Groves
Mr M & Ms E Hadfield
Mr B Hagon
Ms J Head
Mr T Hewson
Mr S Hinson
Mr L J Howell
Mr P Hutchinson
Mr A Jones
Mr D Jones
Mrs J Jones
Ms Pat Jones
Mr H Keal
Mrs B Keeping
Mr P & Ms E Letcher
Mr P Mankin
Mr R Maxfield
Mrs M McInnes-Soderberg
Mr M McKeon
Mr I & Ms G Morley
Ms M Noakes
Mr P & Ms J Paddy
Mr S Patch
Mr B Penny
Ms L Phillipson
Mr J Pickering
Mr M Plant
Mr K & Ms L Podger
Mr & Mrs S Potts
Mr S & Ms C Quincey
Mr P & Ms S Richardson
Ms G Sandercombe
Mr A Sanger & Ms G Dunham
Dr L & Mrs M Sim
Mr P Simpson
Mr J & Ms P Smith
Mr J & Ms P Skinner
Mr P Southworth
Mrs F Summerhayes
Mr B & Ms V Surman

Ms K Tatlow
Mr W Tatlow
Mr P & Ms P Thompson
Mr G Verdon
Ms L Verdon
Mrs Vincent
Mr R Wallace
Mr R & Ms V Walters
Ms P A Watson
Ms L West
Mr R Wilson
Ms Z Wingrove

Copies for Information:

Cllrs Penson and Mrs Rostand - Local Members
Lymington & Pennington Town Council
Licensing - P Weston
Legal Services - Miss G O'Rourke/Mr K Leach/Mrs A Wilson

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LICENSING SUB-COMMITTEE - 3 OCTOBER 2016

APPLICATION FOR THE GRANT OF A PREMISES LICENCE - SPORTS PAVILION, WOODSIDE GARDENS, ROOKES LANE, LYMINGTON

1. INTRODUCTION

- 1.1 The purpose of this report is to consider an application for the grant of a Premises Licence under section 17 of the Licensing Act 2003.

2. APPLICATION

- # 2.1 Lymington Sports Association (LSA) Trading Limited has made an application for the grant of a Premises Licence for The Sports Pavilion, Woodside Gardens, Rookes Lane, Lymington. The application proposes the sale of alcohol from 11:00 - 23:00 hours daily.

The application is attached as **Appendix 1**.

3. REPRESENTATIONS

- 3.1 There are no representations from any Responsible Authority

- # 3.2 75 letters of representation have been received by the Licensing Authority, this includes one letter of support and 74 objections to the application. Copies of all the representations are attached as **Appendix 2**.

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 Guidance about the licensing objectives issued by the Home Office under section 182 of the Licensing Act 2003 is attached as **Appendix 3**.

- 4.3 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.

- # 4.4 Additional guidance about determining actions that are appropriate for the promotion of the licensing objectives is attached as **Appendix 4**.

5. CONCLUSION

- 5.1 The Licensing Sub-Committee must, having regard to the application and any relevant representations, consider which of the following measures are appropriate for the

promotion of the licensing objectives:

- Grant the Licence - with the conditions consistent with the operating schedule and all applicable mandatory conditions of the Licensing Act 2003;
- Grant the Licence - but modify the conditions proposed in the operating schedule, restrict certain licensable activities or operating hours;
- Reject 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:

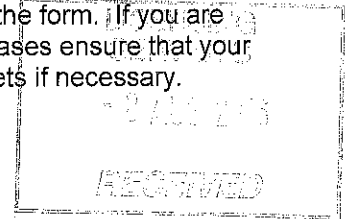
Licensing Act 2003
Section 182 Guidance
NFDC Statement of Licensing Policy

**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 LSA TRADING LIMITED

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description THE SPORTS PAVILION WOODSIDE GARDENS ROOKES LANE			
Post town	LYMINGTON	Postcode	SO41 8FP

Telephone number at premises (if any)	01590 700900
Non-domestic rateable value of premises	£

Part 2 - Applicant Details

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

- | | | |
|---|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |

- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name LSA TRADING LIMITED
Address THE SPORTS PAVILION WOODSIDE GARDENS ROOKES LANE LYMINGTON HAMPSHIRE SO41 8FP
Registered number (where applicable) 09213370
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) 01590 700900
E-mail address (optional) kyle.williamson@lymingtonsports.org

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
0	1	0	9	2	0	1	6

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

DD		MM		YYYY			

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

Clubhouse & Sports Pavilion located in a park as a community hub. Home base for a number of sports clubs, and a community facility related to sport & recreation, e.g.: yoga, mum/toddler groups, etc.

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 any that apply

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

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

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

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 type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
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					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded 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 type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) Playing of amplified or unamplified music		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	
Tue				
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)	
Thur				
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sat				
Sun				

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	11:00	23:00						
Tue	11:00	23:00						
Wed	11:00	23:00						
Thur	11:00	23:00				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	11:00	23:00						
Sat	11:00	23:00						
Sun	11:00	23:00						

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

Name	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

K

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	07:00	23:20	
Tue	07:00	23:20	
Wed	07:00	23:20	
Thur	07:00	23:20	
Fri	07:00	23:20	
Sat	07:00	23:20	
Sun	07:00	23:20	
			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)

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

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

A bank of staff will be used for the purposes of serving alcohol in the bar. 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 community bookings will be required to use trained staff from the bank and will not be permitted to sell alcohol on the premises on their own account.

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. At all times that the premises are open for licensable activity, a director of the license holder will hold a personal license [as defined by the Licensing Act 2003] with the licensing authority.

b) The prevention of crime and disorder

Continually engaging in an inappropriate fashion will lead to ejection from the premises and the right of access withdrawn. An incident book will be provided and maintained at the premises. It will remain on the premises at all times and will be available to police for inspection upon request. Any incidents that include physical altercation or disorder, physical ejection, injury, ID seizure or drug misuse will be recorded in the incident book. The entry is to include an account of the incident and the identity of all person(s) involved (or descriptions of those involved if identity is not known). Should there be any physical interaction by members of staff and the public the entry will include what physical action occurred between each party. The entry shall be timed, dated and signed by the author. If the member of staff creating the entry has difficulties reading or writing then the entry may be written by another staff member. This should however be read back to the person creating the entry and counter signed by the person who wrote the entry.

At the close of business on each day the incident book will be checked by the manager on duty where any entries will be reviewed and signed. If incidents have occurred the duty manager will de-brief door staff at the close of business. Should there be no incidents then this will also be recorded at the close of business in the incident book.

The premises shall have sufficient cameras located within the premises to cover all public areas including outside of the premises covering the entrance and exit. The system will be able to cope with strobe lighting (where used) and all levels of illumination throughout the premises as well as outside areas. CCTV warning signs to be fitted in public places. The CCTV system must be operating at all times whilst the premises are open for licensable activity. All equipment shall have a constant and accurate time and date generation. The recording system will be able to capture a minimum of 4 frames per second and all recorded footage must be securely retained for a minimum of 28 days. Records must be made on a weekly basis and kept for inspection to show that the system is functioning correctly and that data is being securely retained. The licence holder must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, e.g. password protected. There shall be sufficient members of trained staff at the premises during operating hours to be able to provide viewable copies immediately to police on request when investigating allegations of offences or criminal activity. Any images recovered must be in a viewable format on a disc. Footage supplied in a digital format on CD or DVD will also have a copy of the CCTV system software enabled on the disc to allow playback. In the event of technical failure of the CCTV equipment the Premises Licence holder MUST report the failure to the Hampshire Western Police Licensing Unit within 24 hours.

A written log shall be kept of all refusals including refusals to sell alcohol. The Premises Licence Holder shall ensure that the refusals log is checked, signed and dated on a weekly basis by the store manager/manageress.

The refusals log will be kept and maintained at the premises and will be available for inspection immediately upon request by Hampshire Constabulary and any responsible authority.

The record of refusals will be retained for 12 months.

c) Public safety

The premises is subject to an ongoing maintenance schedule with regular checks of fire extinguishers, wiring and appliances.

d) The prevention of public nuisance

Patrons will be excluded if found to be acting in an anti-social manner. The licensee or nominated representative shall receive and respond to complaints throughout the duration of the regulated entertainment. At all times prior to 23:00 hours, music and noise emanating from the premises, whilst audible, shall be so low that distinct tunes, lyrics, musical instruments and any base beat cannot be recognised at the boundary of all noise sensitive premises. For the purposes of this licence noise sensitive premises are defined as "Noise sensitive premises include 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 purposes likely to be affected by the music noise.". All external doors and windows, and internal doors associated with the lobby at the front of the premises, shall be kept closed other than for access and egress when events involving live and/or amplified music (including amplified speech) are taking place. At all times after 23:00 hours, music and noise emanating from the premises shall be inaudible at the boundary of all noise sensitive premises.

e) The protection of children from harm

As a sports organisation, the company strictly follows the NSPCC CPSU guidelines and is approved by them including the provision of a Child Protection Officer. 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, shall produce identification proving they are 18 years of age or older. Acceptable identification for the purpose of age verification will include a photo card driving licence, HM Forces ID card or photographic identification bearing the 'PASS' logo (Proof of Age Standard Scheme) and persons date of birth. If no acceptable means of identification is produced, no alcohol sale or supply can take place to or for that person and it shall be recorded in the refusals log. Signage will be prominently placed around the bar area advertising that it operates the 'Challenge 25' initiative.

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	08/08/2016
Capacity	DIRECTOR

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

Signature	
Date	
Capacity	

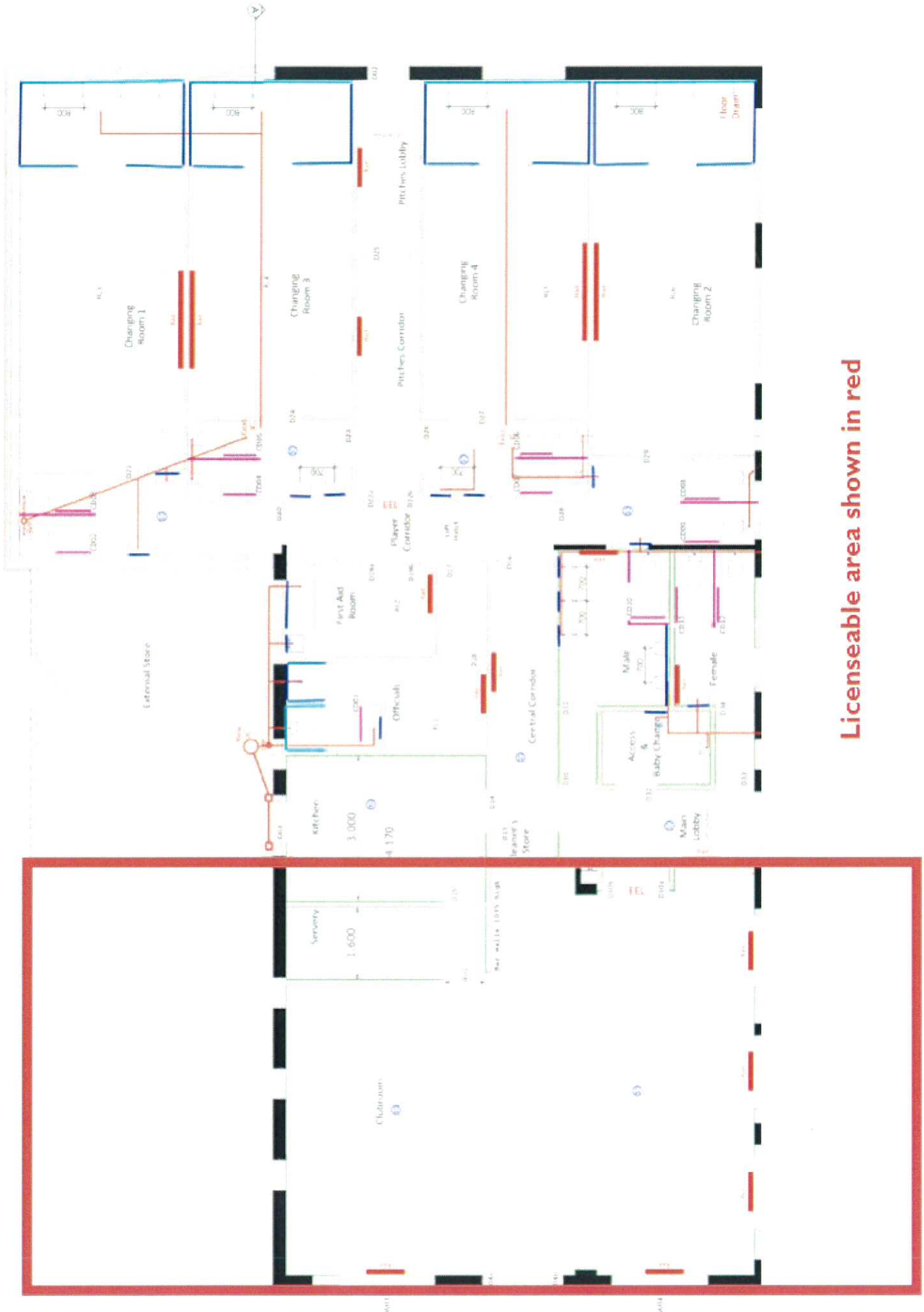
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

KYLE WILLIAMS

Postcode		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the 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.



Licenseable area shown in red

Paul Weston

From: Paul Bayntun [r]
Sent: 02 September 2016 13:21
To: Licensing e-mail address
Subject: Re: Woodside pavilion

Hi Paul

My address is Eastwood Ridgeway Lane SO41 8AA

There is a chap dropping in verbose written documents through all our doors I have spoken to him in the past and he is obsessive his points are purely fictitious and have no validity

The Pavilion was a hang out for kids a night sometimes but very little hindrance to locals, the opening and staffing and security measures at night will only attract local adults who have to be sports club members, these are decent people.

Please do post my support

We've been here before!

Paul

On Fri, Sep 2, 2016 at 1:01 PM, Licensing e-mail address <Licensing@nfdc.gov.uk> wrote:

Paul

I thank you for your communication but in order to validate your representation (even those supporting applications) you must supply your home address, and please be aware that once this matter goes to formal determination your comments will become a public record.

Many thanks

Paul Weston

Licensing Services

Governance & Regulation

New Forest District Council

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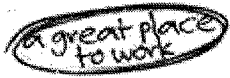
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From: Paul Bayntun [mailto:
Sent: 02 September 2016 12:48
To: Licensing e-mail address
Subject: Woodside pavilion

Dear Sir

I have been asked to respond to the application

I live opposite the park in sight of the pavilion and wholly support this application the objectors letter put through my letterbox has no substantiated grounds for complaints it is pure conjecture

It would be nice to see the pavilion used for it's members and locals this is an important location for locals and is part of the community not overrun with tourists

Please approve

Paul Bayntun

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Sarah Wilson

* Objection

BAILEY

From:
Sent: 05 September 2016 23:43
To: Licensing e-mail address
Subject: Objection to new licence application for The Pavilion, Woodside Park, Lymington

Dear Sirs

I am a local resident and write to register my objection to a full licence on the following grounds:

1. The Pavilion is intended to be a sports club facility and a licence should only be consistent with that use to minimise the risk of nuisance to local residents.
2. Woodside Park is a quiet place when sport is not taking place and, at these times, an unacceptably increased risk of crime or disorder 'out of sight' would exist as a consequence of alcohol consumption. This risk (real or perceived) is also likely to dissuade use by the many who have previously enjoyed the peace and safety of the Park.
3. The presence of an 'Inn on the Park' with long opening hours is unlikely to encourage parents to regard the Park as a generally suitable and safe environment for their children.

Yours truly

Robert Bailey

Sent from Mail for Windows 10

Worsley, Woodside Lane, Lymington, SO41 8FJ.

* Objection

BALFOUR

Paul Weston

From: Susan Balfour
Sent: 18 August 2016 10:05
To: Licensing e-mail address
Subject: application by Woodside Sports Pavilion for all-day alcohol license

Dear Sir/Madam

I object to the licensing application for the Sports Pavilion, Woodside Gardens, Lymington SO41 8FP.

The Sports Pavilion is a building built for the benefit of the community and the granting of a license to permit the sale of alcohol for 12 hours every day can only lead to unwelcome disturbance in the community. It will encourage excessive noise and nuisance, antisocial behaviour and possibly criminal and disorderly behaviour to the detriment of the enjoyment by others of this delightful site.

The sale of alcohol is quite unnecessary as there is already a public house nearby which is at a reasonable distance away from this lovely park.

I trust this application will be refused

Yours faithfully

Susan E Balfour

6 Forest Gate Gardens
Lymington
SO41 8JG

* Objection

Paul Weston

BARKER

From: Celia Barker [r]
Sent: 19 August 2016 13:10
To: Licensing e-mail address
Subject: Application for Alcohol Licence at Woodside Gardens, Lymington

Sirs

I wish to log an objection most strongly against an alcohol licence being granted for the sports pavilion at Woodside Gardens. I am a relative newcomer to the area, and my understanding is that the gardens were bequeathed by the owner of his property which was in the grounds of the now Woodside Gardens, to the council, to be tended and looked after for the public, dog owners and the like, to enjoy and appreciate. It's a lovely area, and certainly this year, the flower beds are a real picture and well looked after. It's popular for picnics in the summer months, a general walking area, dog walkers like myself, and of course there is the cricket, football and rugby season which is also well supported.

I am sure the family who bequeathed the area to the council, would not have liked to foresee that the council might want to make some extra cash by hiring out the sports pavilion for extra private and social events with the consumption of alcohol – AND, to be doing so until 11 p.m seven days a week!! The sports pavilion is NOT A PUB. There are plenty of those in Lymington if people want to consume alcohol. There will be noise, not only from people, but probably music as well, which will be a total public nuisance to all of us in close proximity. People get drunk and then throw up. Glass/bottles will get broken and be left around the pavilion or in the park itself, where the public and dogs could be injured. The area around the pavilion will get totally ruined and spoilt, and then some poor person from the council will be expected to clear up the mess and litter left.

This application is totally OUT OF THE QUESTION. Please, do not go down this route, as once the license has been granted – there is no turning back, and you will totally ruin this park for our enjoyment.

For the record, I live at 9 Gilbert Close, Lymington. 5041 3PG

Thank you.

Celia Barker (Mrs)

*Objection

Paul Weston

B. J. R.

From: Jackie Barr
Sent: 02 September 2016 15:42
To: Licensing e-mail address
Cc: Chris Barr
Subject: Lymington Sports Pavilion

Dear Sir/Madam,

Re: Sports Pavilion, Woodside Park

As one of the few houses that actually back on to Woodside Park, we were somewhat alarmed to read that LSA Ltd., have applied to the Licensing Authority for a license to sell alcohol from 1100 to 2300 hrs.

Having attended the public meeting at the Town Council last year, it was made very clear that this was a Sports Pavilion for sports and not a drinking establishment. Why on earth would a sports club want a drinking license from 11am in the morning to 11pm at night? We would also like confirmed that this is a Sports Association and not a Nightclub.

The main purpose of Woodside Park is what it says, a Park for the people of Lymington to enjoy spending time in, walking dogs, playing games and yes, being able to watch competitors on the sports field. If you bring drinking into this tranquil setting, you get drunks, excessive noise and problems. There are plenty of drinking establishments in the area crying out for support, leave the pub for drinks and the park for recreation and sports.

As you are aware, Ridgeway Lane is narrow and we are concerned about the increased vehicle usage especially at night as people tend to drive faster than the 30mph speed limit.

We very much object to this licensing application by LSA Ltd.

Yours sincerely,
Chris and Jackie Barr
Woodruffe
Poles Lane
Lymington
SO41 8AB

* Objection

Paul Weston

BATES

subject: FW: Pavilion, Woodside Park licence application

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk

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

From: Hugh & Angela Bates [mailto:angela@hughandangela.co.uk]
Sent: 05 September 2016 18:00
To: Paul Weston
Subject: RE: Pavilion, Woodside Park licence application

Paul
2 Squirrels Cottages, Poles Lane, Lymington SO41 8AD

Regards

Mary Bates

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

From: Hugh & Angela Bates [mailto:angela@hughandangela.co.uk]
Sent: 03 September 2016 15:21
To: Licensing e-mail address
Subject: Pavilion, Woodside Park licence application
Importance: High

I live in Poles Lane and I am not at all happy about the proposal to allow a licence for an all-day commercial bar in Woodside Park for the following reasons:

There is a history of vandalism at the pavilion and the fact that there would be alcohol stored on the premises is likely to make it worse.

Anti social behaviour will increase.

The lanes leading to the car parks are very narrow with no public footpaths and drivers arriving at or leaving the premises will cause a significant safety hazard.

The pavilion extension was supposed to encourage sport and fitness for young people in Lymington. This application is totally inconsistent with that vision.

For these reasons I believe the application should be refused.

Mary Bates

* Objection

BISHOP

Paul Weston

From: Dorothy Bishop
Sent: 05 September 2016 11:40
To: Licensing e-mail address
Subject: Re: Woodside Park Pavilion alcohol license application, Lymington

Dear Sir,

I would like to add my objection to the extensive alcohol license application by LSA Trading Ltd for Woodside Park Sports, Pavilion, Lymington.

There is, as you are already aware, a problem controlling vandalism and the issue of such a lengthy licence can surely only increase the possibility of drunken behaviour, noise, and inconvenience to local residents, not to mention possibly spoiling the park area which families, children and walkers have all enjoyed to date. Whereas I agree that the facilities could benefit from modernisation and updating the issue of such a licence will no doubt encourage those who seem to take pleasure in spoiling others enjoyment while under the influence of alcohol.

There are already plenty of licenced premises within the town of Lymington for those who take pleasure in this form of socialising.

I trust the Council will think very carefully before granting this Licence.

Mrs Dorothy Bishop
33 Clarendon Park
LYMINGTON
SO41 8AX

* Objection

Paul Weston

Becher

From: L WEST
Sent: 01 September 2016 20:37
To: Licensing e-mail address
Subject: Objections to Bar Licence at Woodside Park

I am writing to object about the application for a full commercial trading license at Woodside Park, Lymington. I was at the planning meeting at the town hall, where we were assured by LSA that the bar would only be open after rugby & football matches (club licence only) I find it totally unbelievable that this application can even be considered. Woodside is a family area and as a resident of Rookes lane we have to put up with noise at certain times but this would become totally unacceptable.

Michael Black
21 Rookes Lane
Lymington
So41 8 fp

* Objection

Boullier

Paul Weston

From: Sarah Boullier
Sent: 04 September 2016 22:25
To: Licensing e-mail address
Subject: License Application ~ Woodside Sports Pavilion

SPORTS PAVILION, WOODSIDE GARDENS, ROOKES LANE, LYMINGTON, SO41 8FP

Grant of Premises Licence (S17)

Our concerns are that given the extensive proposed hours for the sale and supply of alcohol to the public on the premises from 1100 until 2300 hours, 7 days a week, LSA Trading Limited are having scant regard to:

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

We do not understand how a responsible licensee can trade under these hours having regard to the close proximity of the premises to a children's play area, skate board park, tennis courts and all the public open spaces in Woodside Park used by families throughout the year. Concerns for public safety arising from people leaving the premises having consumed alcohol and the inevitable crime and disorder which will occur later in the evening, which we understand is already a concern of Hampshire Constabulary, must be fully considered and reflected in any alcohol licence granted. It has already been proven that Lymington has a problem with extensive licencing hours by the fact that a number of pubs in the town have had to introduce security on their doors to control the extent of continuous drinking. This is further underlined by the need they have to operate a Pubwatch Scheme within the town.

The vandalism to the recently opened and upgraded Skateboard Park, at a cost of £165,000, yards from the subject premises clearly illustrates that crime and disorder are already present in Woodside Park. The proposed Premises Licence for the sale of alcohol to the public will, without doubt, exacerbate crime and disorder which will impact on public safety and create public nuisance in a place where children play within the immediate vicinity of the premises which will put them at risk and in needless danger.

The subject premises are, after all, a Sports Pavilion to be used by athletes and other members taking part in or, supporting sport and it was never intended that it be used as a commercial drinking premises, offering the sale of alcohol to the public. Therefore, any licensing hours should be restricted to the hours

when only those of 18 years of age or older would be present in the areas of the building where alcohol is to be supplied and sold only to members of LSA and not to the general public.

To allow licensing in front of minors flies in the face of The Government's Alcohol Strategy as presented to Parliament in March 2012 in a drive to promote responsible drinking.

It is incumbent upon New Forest District Council Licensing Services to have full consultation with Hampshire Constabulary before considering the subject application, as they owe a duty of care to the public and cannot be seen to be acting ultra vires in such a sensitive situation.

Mr & Mrs C Boullier
Dover Cottage
Woodside Lane
Lymington
SO41 8FJ

* Objection

Paul Weston

BUTCHART &

From: Jim Butchar
Sent: 03 September 2016 15:56
To: Licensing e-mail address
Subject: Woodside Pavilion Alcohol License application Objection

Phillipson

Dear Sirs,

We OBJECT to the second application that has been made relating to the above Pavilion in Woodside Gardens.

You have noted our objections on the first application.

Our current OBJECTIONS are as follows:-

1. The licensing hours should be specifically related to sporting and fund raising events at the Pavilion. There is no need to create another "pub" with licensing hours matching those of the existing public houses within the area.
2. Woodside is an area where there is reduced light pollution. Catering for these licensing hours will inevitably necessitate increased lighting
3. The proposed licensing hours will produce security issues with attendant dangers of vandalism and anti-social behaviour
4. All day opening will generate traffic and cause parking problems.

Yours faithfully,

Jim and Sarah Butchart

5, Viney Road, Lyminster SO41 8FF

Lila Phillipson

4, Viney Road, Lyminster SO41 8FF

* Objection

C. CARDEN

Paul Weston

From: clare carden I
Sent: 22 August 2016 12:34
To: Licensing e-mail address
Subject: Licensing the Woodside Pavillion

To whom it may concern,

I would like to register my protest at the proposed licensing at the Woodside Pavillion.

In my opinion, the proposal to licence the premises for the sale of alcohol 7 days a week and from 0900 to 2300 is unreasonable. These hours are far longer than pubs and bars in the area and I believe that this is purely for the benefit of the leaseholder rather than considering the needs of local people.

I do not understand why the leaseholder was given an unfair commercial advantage in not having to pay a commercial rate for the lease.

Woodside Park is a beautiful, quiet venue enjoyed by many people. There are few places in the locality where this facility is available. In contrast, there are many local licensed premises where people can enjoy music and alcohol. I am concerned that the fear of unruly behaviour may discourage current users of the park leaving them with no alternatives. How sad to ruin this facility enjoyed by a large number of people for the sake of providing a good living for the leaseholder. I don't think that Mr Rook intended that his land should be used in this way and respect for his wishes should be maintained.

A further issue is the intention to grant permission to play music from the early morning to late at night at night. This will ruin the peace and quiet of the area. Noise travels rapidly across open land and local residents such as me, will have disturbances at any time of the day from 7.00am to 11.00 at night. Perhaps promises have been made that it will only be for a few hours a day but in reality, this license will give the leaseholder total control to do whatever they want, whether it is reasonable or not. The low thud of bass notes is irritating and travel enormous distances.

Looking into the future, I doubt that due consideration has been given to how the area should be policed. While you may view the drinking public as responsible as the non drinking public, there is plenty of evidence to show that alcohol affects behaviour negatively. This will place an extra burden on police who will have to monitor a large area set some distance from the rest of the town. It is a much more sensible idea to let them concentrate on the town of Lymington where the rest of the licensed premises are situated. The grapevine tells me that the police do not support this application.

Please let the park be enjoyed by dog walkers, parents with young children and sportsmen and women without the added concern of unruly behaviour of drinkers. There are plenty of places to drink alcohol in Lymington but few places to enjoy a peaceful public open space.

The request for alcohol to be served throughout New Year's Eve and into the next day is odd. This is not even allowed in pubs and clubs that already exist so I can not understand why exceptional opening hours would be allowed at the Woodside Pavillion.

I hope that you will give due consideration to these objections and will NOT grant a license for music and alcohol at the pavillion. The park is an opportunity to promote healthy living. The park runs are a great example of this. Alcohol is the cause of liver damage, cancer and domestic violence so it seems logical to not encourage its use. A cafe would provide a social environment without the health risks.

Nowhere else in Lymington can provide the peace and quiet that the park currently gives us. Please don't ruin what we already have.

With regards,

Clare Carden
Maxcroft,
Woodside Lane,
Lymington,
SO42 8FJ

~~*~~ Objection

N. CARDEN

Paul Weston

From: Neil Carden F
Sent: 25 August 2016 13:53
To: Licensing e-mail address
Subject: Re: Licensing Application by LSA trading for Sports Pavilion in Woodside Park

Dear Mr Weston,
My home address is Maxcroft,
Woodside Lane, Lymington. *SOUTH 8FT*
Best regards
Neil Carden.

Sent from my iPhone

On 25 Aug 2016, at 09:36, Licensing e-mail address <Licensing@NFDC.gov.uk> wrote:

Dear Mr Carden

In order to validate your representation please can you provide your home address details.

Many thanks

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk

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<image004.jpg>

From: Neil Carden
Sent: 24 August 2016 17:10
To: Licensing e-mail address
Subject: Licensing Application by LSA trading for Sports Pavilion in Woodside Park

Dear sir or madam,

I wish to object to the application for an alcohol license at Woodside Pavillion.

The current application asks for the pavilion to be open from 0700 to 2320 every day and alcohol to be supplied from 1100 to 2300.

This application appears to be going well beyond the planned use of a sports pavilion with a social aspect for the sports teams using this area. I can see no reason why the local sports teams would want alcohol at 1100 in the morning so it appears that this is a change of use of the facility. In fact, there are very few sports teams, if any, that use the facilities from Monday to Friday during the day, so I assume that this license is targeted at a different, and possibly non sporting audience, making this a change of use.

The sports men and women who currently use the park during weekday mornings, of which I am one, are more likely to want a cup of coffee after their activity than an alcoholic drink.

Woodside Park is a quiet area used by dog walkers, families, joggers and a variety of sports teams. An active bar with music and drinking every day will change the peaceful nature of this park.

Lymington has many licensed premises and some are already struggling to keep enough customers to keep going. This new premises will be an added burden on the current pubs.

I am also concerned about the risk of anti-social behaviour in this beautiful park that includes open areas, children's play areas and natural habitat. An active licensed bar will negatively affect the many families with young children and other individuals who currently use the park. This will be a very difficult area for the police to cover.

Public safety is another major concern for these premises. They are situated in the middle of an unlit park. The nearest car park is approximately 175m from the pavilion and the nearest roads are further than that. The nearest roads are narrow and have very limited street lighting so are far from ideal for a safe walk from premises that have been serving alcohol for 12 hours.

Prevention of public nuisance is another major issue for a licensed premises with a 12 hour alcohol window in the middle of a public park. This is currently a very safe area for families with young children, dog walkers of all ages and a variety of people enjoying their team sport or individual recreation. It is a non-threatening area for many people. It is easy to see that this feeling of safety and security in the park, that so many people enjoy, could easily be damaged by a small minority creating a public nuisance. Examples of this nuisance could be verbal comments, urinating in the park on their way home or simply gawping at people exercising in the park.

I can understand the need for a limited license to allow sports clubs to enjoy this new facility, but this application seems to be going well beyond a sensible social facility for users of the sports grounds.

Regards,
Neil Carden,

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* Objection

G. CARRUTHERS

Paul Weston

From: Guy Carruther
Sent: 01 September 2016 21:05
To: Licensing e-mail address
Subject: RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

Importance: High

Re: Licensing Application for Sports Pavillion, Woodside Gardens, Lyminster SO41 8FP

Consistent with the The Licensing Authority's remit to consider 4 areas which arise from an application, namely:

1. Preventing crime and disorder
2. Public safety
3. Preventing public nuisance
4. Protecting children from harm

I object to the above application on the following grounds:

1. A new licensed premises open to the public from 11.00 in the morning to 11.00 at night will significantly increase traffic along the narrow country lanes which give access to the pavillion which are favourite routes for recreational walkers and cyclists visiting the salt marshes, the park or The Chequers Inn at the lower end of Ridgeway Lane. Stretches of Ridgeway Lane, Poles Lane and Woodside Lane are too narrow for anything but single file traffic. There are no footpaths or safe verges on Ridgeway Lane, Woodside Lane or Poles Lane. Increased traffic flow resulting from visitors to the Pavillion presents a **public safety hazard** to pedestrians, cyclists and car drivers. Increasing the number of drivers on such unsuitable roads, particularly after a drink, would be irresponsible and, sooner or later, would result in serious injured or worse.
2. Incidents of cars falling into the ditches between the top of Ridgeway Lane and the car park are frequent. They all result in obstruction of the highway and temporary road closure, damage to telegraph posts, three of which have needed replacement in the recent past - taking several weeks to effect. Increased traffic will inevitably increase the frequency of these accidents resulting in a **public nuisance** to local residents and the broader public alike.
3. A public bar selling alcohol from morning to late at night will destroy the peace, tranquility and character of the park enjoyed many local people for generations. The vast majority of regular visitors to the park are young children, families, walkers and dog walkers who do not want and would not use a bar in the middle of the park. The noise and activity that such bar would generate would create a **public nuisance** for these people and local residents.
4. A bar selling alcohol without limiting where it can be consumed and what type of container it will be served in, will result in broken glass, cans and ring pulls being scattered around the vicinity of the pavillion and the park generally. This presents a **serious public safety risk** to young children and adults who use the park as well as posing a risk to dogs. Litter such as broken glass, discarded bottles and cans would constitute a **public nuisance**. No restriction limiting consumption to within the premises or during daylight hours has been proposed which would have reduced the risk of public nuisance and the impact on safety.
5. Increased traffic and noise will inevitably follow the granting of such a licence and impact on local residents - particularly in the evenings and at night - compromising their right to the peaceful enjoyment of their homes. As was acknowledged during the planning application, the park is a large open and tranquil space without any sound barriers between the pavillion and the surrounding houses. Activity at night in the park can be heard as far away as Clarendon Park and Forest Gardens and beyond Poles and Woodside Lane. A licence which permits the sale of alcohol until 23.00 hrs, seven days per week will disturb the peace for local residents and those in proximity of the park until well after serving hours. It is likely to be closer to midnight before staff have cashed up and driven from the car park, The noise this entails would impact heavily on the quality of life of local residents constituting a **public nuisance**.
6. The original planning application was opposed by many local residents on the grounds that the Pavillion has in the past frequently been subject to incidents of serious vandalism. A great deal of effort had been put into successfully reducing the instances of vandalism and anti social behaviour. The Police Safety Officer opposed the planning extension on the grounds that it was difficult to police and would become a greater target for vandalism and anti social

behaviour. Storage of alcohol at the premises would exacerbate the problem , increase the risk of disorder and provide an attractive target for those intent on theft and vandals thereby increasing **crime and disorder**, cause **public nuisance** and drain stretched police resource.

7. The application was inadequately advertised.

According to the guidelines of the NFDC (consistent with those of the relevent Licensing Act), the applicant is required to post notices on blue paper at the premises in a prominent position. In this case, these should have been posted every fifty metres along the external perimeter of the premises abutting any public highway. The applicant demonstrably failed to do so - the only notices having been posted in black and white on a side entrance to the pavillion and on the gate into Woodside Gardens from Rookes Lane which is neither the primary access point to the pavillion nor for those using that area of the park which is the car park on Ridgeway Lane. It seems beyond coincidence that the applicant failed, for the second time, to post notices precisely in the area where those most likely to object to the application would see them - namely walkers, dog walkers and local residents who would be most affected by the disturbance an all and late night bar would cause.

It is also a matter of note that the applicant chose to publicise the application in The New Forest Post which is not circulated in the area rather than the widley circulated (and read) Lymington Times.

The applicant has on numerous previous occasions assured local residents they would seek to sell alcohol only on match and practice days and at sport related activities. Previously, the applicant told local residents that they intended to seek a club license restricting the sale of alcohol to members of the associations sports clubs and their guests. Both assurances were given to minimise objections - neither have been honoured. **Since submitting the current application, the applicant has stated that their application to serve alcohol from 11.00am to 11.00 pm, 365 days a year has only submitted for reasons of convenience rather than intended use. Should the applicant require a license in support of their stated aims - namely to serve alcohol for post match hospitality at sport related activities - they could, and should, form the basis of the license application.**

It is clear the applicant can meet their stated aims without the need for a license as applied for.

Granting the application would ruin the ambiance of the park and impact local residents and the people of Lymington, Pennington and surrounding areas who use and enjoy it's peace and tranquility. Further, since the applicant enjoys rent free terms on the pavillion it would impact on local public houses in the vacinity - most of whom struggle to keep going - by providing unfair, subsidised competition with a possible impact on jobs and livelihoods.

For reason of public safety, to prevent public nuisance, prevent crime and disorder and protect the park for those who currently enjoy it I urge the committee to reject the application and formally confirm my opposition to it.

Yours sincerely

Guy Carruthers

Thornhill, Ridgeway Lane, Lymington, Hants SO41 8AA

* Objection

T. CARRUTHERS

Paul Weston

From: Tracey.Black
Sent: 05 September 2016 10:40
To: Licensing e-mail address
Subject: RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

My home address is:

Thornhill, Ridgeway Lane, Lyminster, SO41 8AA

Regards Tracey Carruthers

**** This email and any attachments should be considered RESTRICTED****

Licensing e-mail address <Licensing@NFDC.gov.uk>
Sent by: Paul Weston <Paul.Weston@NFDC.gov.uk>

05/09/2016 11:19

Subject RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

Dear Tracy

In order to validate your representation please can you provide your home address details.

I would also clarify that the requirement to place notices every 50 meters only applies to large premises (i.e. major supermarkets or outside spaces) larger than 50 meters square (50x50m).

Many thanks

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
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Email: licensing@nfdc.gov.uk
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From: Tracey.Black
Sent: 05 September 2016 10:44
To: Licensing e-mail address
Subject: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

To whom it may concern

RE:LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

I am a resident of Lymington

I object to the above application on the following grounds:

1. A new licensed premises open to the public from 11.00 in the morning to 11.00 at night will significantly increase traffic along the narrow country lanes which give access to the pavilion which are favourite routes for recreational walkers and cyclists visiting the salt marshes, the park or The Chequers Inn at the lower end of Ridgeway Lane. Stretches of Ridgeway Lane, Poles Lane and Woodside Lane are too narrow for anything but single file traffic. There are no footpaths or safe verges on Ridgeway Lane, Woodside Lane or Poles Lane. Increased traffic flow resulting from visitors to the Pavilion presents a **public safety hazard** to pedestrians, cyclists and car drivers. Increasing the number of drivers on such unsuitable roads, particularly after a drink, would be irresponsible and, sooner or later, would result in serious injured or worse.
2. Incidents of cars falling into the ditches between the top of Ridgeway Lane and the car park are frequent. They all result in obstruction of the highway and temporary road closure, damage to telegraph posts, three of which have needed replacement in the recent past - taking several weeks to effect. Increased traffic will inevitably increase the frequency of these accidents resulting in a **public nuisance** to local residents and the broader public alike.
3. A public bar selling alcohol from morning to late at night will destroy the peace, tranquility and character of the park enjoyed many local people for generations. The vast majority of regular visitors to the park are young children, families, walkers and dog walkers who do not want and would not use a bar in the middle of the park. The noise and activity that such bar would generate would create a **public nuisance** for these people and local residents.
4. A bar selling alcohol without limiting where it can be consumed and what type of container it will be served in, will result in broken glass, cans and ring pulls being scattered around the vicinity of the pavilion and the park generally. This presents a **serious public safety risk** to young children and adults who use the park as well as posing a risk to dogs. Litter such as broken glass, discarded bottles and cans would constitute a **public nuisance**. No restriction limiting consumption to within the premises or during daylight hours has been proposed which would have reduced the risk of public nuisance and the impact on safety.
5. Increased traffic and noise will inevitably follow the granting of such a licence and impact on local residents - particularly in the evenings and at night - compromising their right to the peaceful enjoyment of their homes. As was acknowledged during the planning application, the park is a large open and tranquil space without any sound barriers between the pavilion and the surrounding houses. Activity at night in the park can be heard as far away as Clarendon Park and Forest Gardens and beyond Poles and Woodside Lane. A licence which permits the sale of alcohol until 23.00 hrs, seven days per week will disturb the peace for local residents and those in proximity of the park until well after serving hours. It is likely to be closer to midnight before staff have cashed up and driven from the car park, The noise this entails would impact heavily on the quality of life of local residents constituting a **public nuisance**.
6. The original planning application was opposed by many local residents on the grounds that the Pavilion has in the past frequently been subject to incidents of serious vandalism. A great deal of effort had been put into successfully reducing the instances of vandalism and anti social behaviour. The Police Safety Officer opposed the planning extension on the grounds that it was difficult to police and would become a greater target for vandalism and anti social behaviour. Storage of alcohol at the premises would exacerbate the problem, increase the risk of disorder and provide an attractive target for those intent on theft and vandals thereby increasing **crime and disorder**, cause **public nuisance** and drain stretched police resource.

7. The application was inadequately advertised.

According to the guidelines of the NFDC (consistent with those of the relevant Licensing Act), the applicant is required to post notices on blue paper at the premises in a prominent position. In this case, these should have been posted every fifty metres along the external perimeter of the premises abutting any public highway. The applicant demonstrably failed to do so - the only notices having been posted in black and white on a side entrance to the pavilion and on the gate into Woodside Gardens from Rookes Lane which is neither the primary access point to the pavilion nor for those using that area of the park which is the car park on Ridgeway Lane. It seems beyond coincidence that the applicant failed, for the second time, to post notices precisely in the area where those most likely to object to the application would see them - namely walkers, dog walkers and local residents who would be most affected by the disturbance an all and late night bar would cause.

It is also a matter of note that the applicant chose to publicise the application in The New Forest Post which is not circulated in the area rather than the widely circulated (and read) Lymington Times.

The applicant has on numerous previous occasions assured local residents they would seek to sell alcohol only on match and practice days and at sport related activities. Previously, the applicant told local residents that they intended to seek a club license restricting the sale of alcohol to members of the associations sports clubs and their guests. Both assurances were given to minimise objections - neither have been honoured. **Since submitting the current application, the applicant has stated that their application to serve alcohol from 11.00am to 11.00 pm, 365 days a year has only submitted for reasons of convenience rather than intended use. Should the applicant require a license in support of their stated aims - namely to serve alcohol for post match hospitality at sport related activities - they could, and should, form the basis of the license application.**

It is clear the applicant can meet their stated aims without the need for a license as applied for.

Granting the application would ruin the ambiance of the park and impact local residents and the people of Lymington, Pennington and surrounding areas who use and enjoy it's peace and tranquility. Further, since the applicant enjoys rent free terms on the pavilion it would impact on local public houses in the vicinity - most of whom struggle to keep going - by providing unfair, subsidised competition with a possible impact on jobs and livelihoods.

For reason of public safety, to prevent public nuisance, prevent crime and disorder and protect the park for those who currently enjoy it I urge the committee to reject the application and formally confirm my opposition to it.

Yours sincerely

Tracey Carruthers

Preventing victims by changing lives

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* Objection

Paul Weston

CHADBOURN

From: Magdalen Chadbourn
Sent: 04 September 2016 10.30
To: Licensing e-mail address
Subject: The Pavilion, Woodside Gardens

We are writing to object to the application for a license for the Sports Pavilion at Woodside Gardens.

Whilst the redevelopment of the pavilion is a very positive improvement to the facilities available to the local sports groups it is difficult to understand the need for a commercial license as applied for under Grant of Premises Licence (S17).

The Mission Statement of the Lymington Sports Association is stated as a desire "to unite and develop a sporting and recreational community, for all ages, in Lymington."

From the LSA website they say that the formation of The Lymington Sports Association, as a charitable body, creates a united community for the sportsmen and women of the town and its local area. The LSA aims to encourage, support and promote the wide variety sporting activities Lymington has to offer to all ages, including encouraging a closer relationship between local sporting clubs and local schools.

The LSA aims to unite Lymington's sportspeople, fostering a lifelong connection with sports and ensuring a continuity of sporting activity throughout their lives (e.g. Youth football to bowls).

The application for a full commercial license to enable the sale of alcohol between the hours of 11am and 11pm on a daily basis does not seem at all compatible with such sporting aims.

The ability to provide a café style environment for participants and spectators of the various clubs would be an asset, however it is difficult to understand why the provision of such refreshments for example for the Saturday Soccer School requires an alcohol license. We should provide an environment which encourages our young people to take part in sports and to see these as healthy activities and not automatically linked to alcohol.

Surely the ability to enjoy a drink after adult fixtures can be accommodated without the need for such long hours. Woodside Park is a family area, regularly used and enjoyed by families and the character of this park should not be put a jeopardy by the provision of commercial license enabling the LSA to legally run the pavilion as an all day drinking venue.

There are many concerns regarding parking facilities and disturbance in the nearby area and many of these would be allayed if the terms of the license were reviewed to enable allow post sporting events hospitality rather than grant LSA a license to run a pub.

We hope you will take our concerns into consideration when reviewing this application.

Magdalen and Graham Chadbourn
27 Bitterne Way
Lymington
SO41 3PA

Paul Weston

* Objection

CCARN

From: Rod Clar'
Sent: 05 September 2016 21:57
To: Licensing e-mail address
Subject: Woodside Park Pavilion license

Dear Sirs,

We have just been advised of the application for the new license for the above as a full license and wish to advise of our objection to this.

The Park is that and whilst the newly extended and refurbished facility is of benefit to the sports that can now take place in a club like environment which we fully supported, we strongly feel that it is completely unnecessary to grant a full license to an operation run by volunteers when it would be more than able to operate on a club license. This would remove the necessary monitoring of what could be a pub in the middle of a park should a full license be granted.

Noise travels at night and especially in the summer months when we often get disturbed by people in the car parks sometimes joy riding or otherwise and should the operation hours of the Pavilion be extended to a daily late venue then this will do nothing but increase such disturbances.

Also there would be an inevitable increased risk in respect of issues to safety with grater vehicle movements as the current car parks are insufficient when larger events take place in the park as it is and spill out onto the surrounding local roads.

One would suggest a club license with the ability to grant extensions for further events etc would be far more suitable than a full license which could easily allow the building to be used more as a bar than a Pavilion thus creating effectively a Pub, in a Council funded building, in the middle of a Park.

Mr. and Mrs. Clark
15 Rookes Lane.

* Objection

Paul Weston

B. CLAYTON-SMITH

From: Stan Clayton-Smith
Sent: 02 September 2016 11:19
To: Licensing e-mail address
Subject: Application for All-Day Commercial Bar at Woodside Park, Lymington.

Dear Sirs,

I am writing to object most strongly to the above License.

Being a resident of Woodside Lane this would seriously impinge on the peace and harmony in the area.

Beryl Clayton-Smith
Elm Cottage
Woodside Lane
Lymington Hants
So41 8FI

Sent from Beryl's
iPad

* Objection

Paul Weston

S. CLAYTON-SMITH

From:
Sent: 02 September 2016 15:20
To: Licensing e-mail address
Subject: Objection to Alcoholic Drinks Trading Licence at Woodside Park

Si/Madam,

As a resident of Woodside Lane I am well aware of the disturbance and dangers caused by activities held in Woodside park.

Being on the Eastern side of the Park, the prevailing wind carries all noise towards Woodside Village.

At the moment, whilst all activities are conducted in daylight the dangers to the users of the narrow lanes around the park are somewhat lessened. After the most recent event held there, we had a constant stream of cars passing our home. If this happened at night the dangers to walkers and children would be greatly increased. My front gate opens directly onto the lane.

As regarding noise, during the currently held events we hear the loudspeaker announcements, cheering the matches held and general crowd noise. All this is acceptable as it happens in the daytime. If the pavilion is used for social events in the evening the traffic and noise are no longer acceptable in a quiet residential area.

Using the Pavilion for sporting events, as previously stated is one thing but to license the building for all day sale of alcoholic drinks is far above the needs of the local sporting community.

I also fear that the Pavilion would be subject to break ins and vandalism. It would be an easy target. We do not want to attract crime.

Thank you for your attention,

Mr S Clayton-Smith
Elm Cottage
Woodside Lane
Lymington
Hants
SO41 8FL

~~*~~ Objection

Coham

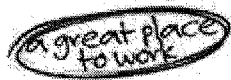
Paul Weston

From: Licensing e-mail address
Subject: FW: Sports Pavilion ,Woodside Gardens, Rookes Lane, Lymington, SO41 8FP- Licensing Application - Licensinsing Act 2003.

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: Angela Coham
Sent: 04 September 2016 18:06
To: Licensing e-mail address
Subject: Sports Pavilion ,Woodside Gardens, Rookes Lane, Lymington, SO41 8FP- Licensing Application - Licensinsing Act 2003.

Dear Mr Weston

I write in connection with your letters to me dated 26th and 29th July 2016 in response to my email dated 25th July, regarding the fact that the above application has been rejected by the Licensing Authority.

I understand that a fresh application has been made seeking some minor reductions to the opening hours for the sale of alcohol. The request to play pre-recorded music has now been dropped and the application to extend opening hours on New Year's Eve has been omitted.

In my view the dilution of the requirements being sought is minimal and as such will still have a significant downside effect on the quality of life to the surrounding residents.

I continue to object in the strongest terms to this application. I am particularly concerned about the security of the area with a risk of vandalism and anti-social behaviour. I am also, concerned about the noise factor, extra traffic and parking on the verges around Woodside Park.

Yours sincerely

Angela Coham

Thornlea House
Woodside Lane
Lymington SO41 8FS
Page 47

* Objection

DEAN

From: Vic & Gill Dean
Sent: 28th August 2016
To: Licensing@nfdc.gov.uk

Subject: Pending License for Sports Pavilion, Woodside Park, Rookes Lane, Lymington.

We note that there has been a revised application on behalf of Woodside Sports Pavilion for the provision of alcohol and recorded music.

We do however have concerns about this application.

1. The possible increase in Crime and disorder, and who will be responsible for the prevention and control ?

2. Who will be responsible for the Public Safety and Nuisance factors after allowing persons to consume alcohol from 11.00 – 11.00, 7 days a week. These hours for drinking and playing music are far in excess of what was indicated at the planning application meeting – we were led to believe this was a 'Sports Pavilion' and the licence would be for drinks etc after matches on evenings and weekends. The proposed hours are we believe excessive and not conducive with responsible drinking.

3. With regards to Child protection and safety within 'Woodside Park' this is predominately a 'Park' a safe environment for the elderly and young to go and enjoy, it is NOT a sports ground, or a sports Club, but a place of peace and tranquillity for All to enjoy and this could be compromised with excessive alcohol consumption and noise pollution around the children's play area yards from the pavilion.

4. The hours for drinking and music are far in excess of what was perceived at the meeting and on a regular basis would be a public nuisance.

5. Living in Ridgeway Lane we are increasingly concerned about the increase in traffic. Ridgeway Lane is a narrow country Lane with NO pavements and limited lighting, allowing a license for alcohol and music 12 hours a day 7 days a week will increase the volume of traffic ten fold thus making it dangerous for children and older people to access their homes. In my opinion an 'Accident waiting to happen'.

Vic & Gill Dean
'Hampshire Place'
Ridgeway Lane
Lymington
SO41 8AA

* Objection

E. DENMAN

20, Forest Gate Gardens
Lymington.

28th August 2016.

Dear Sirs,

Application for the sale of alcohol at
Woodside Sports Pavilion.

I object to the granting of an all day licence for the following reasons.

Noise, litter and possible disorderly behaviour is what is essentially a public path with a specific emphasis on children and young people. ie it has a skate park and a playground for young children.

Yours faithfully

LICENSING
SERVICES

1 SEP 2016

RECEIVED

* Objection

Paul Weston

T. DENHAM

From: Tor
Sent: 05 September 2016 12:43
To: Licensing e-mail address
Subject: woodside pavilion licencing objection

With regard to the licensing application by the Lymington Sports Association for a full commercial license, we object to this as it was not what was proposed in the first place. Our points against this application are as follows'

- 1) Likely hood of increased crime in the area
- 2) Noise disturbance for nearby residents
- 3) safety hazard by increase in traffic on narrow lanes
- 4) close proximity of young people who could be using changing facilities and and pavilion when adjacent bar was open
- 5) this is a sports Park not a Nightclub venue

Signed

A B Denham

Joan Denham

Westbury North Greenlands

Lymington

SO418BB



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www.avast.com

* Objection

Sarah Wilson

GOSNEY

From:
Sent: 30 August 2016 16:50
To: Licensing e-mail address
Subject: woodside park pavilion licensing hours

Dear Sirs,

We wish to object to the application on the following grounds,

1. Sale and supply of alcohol

The hours are still much too long and do not reflect the original proposal that alcohol would only be available **after** events up to 8.30 pm. One of the aims of the LSA is to encourage use of the premises by larger numbers of young people which may result in under age drinking. Extra supervision of youngsters in the bar area would be required.

There are already several pubs in the immediate area that people could use.

We foresee that the lengthy hours applied for could lead to the following nuisance for others (especially families using the park).

Crime & Disorder, Public Safety, & or Public nuisance,

2. Traffic, parking and lighting.

Parking is insufficient for the numbers expected if open/community events are held, particularly if coaches arrive.

Delivery of large amounts of alcohol will be difficult as the parking area is on the opposite side of the field with no road for delivery vehicles. Also the footpath from the clubhouse to the car park is not lit which will prove a hazard for people leaving the bar late at night.

P M & A V Gosney
8, Forest Gate Gardens,
Lymington,
SO41 8JG

* Objection

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

GRABAU
9 Rookes Lane
Lymington SO41 8FP

3rd September 2016

Re: New Licence Application for the Pavilion, Woodside Park, Rookes Lane, Lymington SO41 8FP

Dear Sirs,

We are Dr and Mrs W. J. Grabau and overlook Woodlands Park. Our house is immediately north of the Pavilion and we would like to strongly object to the new licence application for the Woodside Park Pavilion on grounds of 1) preventing crime and disorder; 2) public safety; 3) preventing public nuisance; 4) protecting children from harm. However, it should be noted that we do not object to the granting of a Club Licence Certificate with hours connected to sporting fixtures and the use of the bar limited to members or guests. Our objections are to the creation of a commercial bar in the middle of Woodside Park with the unlimited capacity to serve alcohol to the general public throughout the day and late at night, year round. We note that the Pavilion has been listed as a Nightclub on 192.com. In addition, we are aware that the police community officer objected to the initial planning application in view of the increased risk of vandalism and anti-social behaviour. Moreover, the area is already adequately served by three public houses (The Fisherman's Rest, The White Hart and The Chequers Inn), where alcohol is sold in a safe and orderly environment.

This letter is being written in haste because we were unaware – despite living opposite the park - of the licence application until yesterday, which appears to be in contravention of the Licensing Act 2003. We have seen no notices posted in blue paper either in Rookes Lane (the official address of Woodside Park) or the other boundary roads, or prominently attached to the premises. We understand that a notice was placed in the New Forest Post, but this free publication is not delivered to our address or that of any other residents in Rookes Lane.

- We do not believe that the planning application has met the advertising standards as required by the Licensing Act 2003.

1) Preventing crime and disorder

As the community police officer has observed the Woodside Park area with its woodlands and narrow lanes is difficult to police. Indeed, from our personal experience, the area has a

much higher crime rate than one might imagine for such a seemingly peaceful location. In the last few years, we have been victims of an armed robbery as well as theft from our premises; our neighbours have had their gates kicked in and a 'for sale' sign and planning application notice torn down by vandals; our other neighbours have had building equipment stolen; our next door but one neighbour has been burgled; and the previous sports pavilion was vanadised and daubed with graffiti. We have also, on more than occasion, encountered marijuana-smoking youths in the skate park which is adjacent to the Pavilion.

- We are greatly concerned that the already worrying crime rate will be significantly increased, i.e. fuelled by unrestricted access to alcohol by the general public in the middle of the park.

With regard to the adjacent skate park, this has been the scene of anti-social behaviour on many occasions: drug-taking, strewing litter, smashing litter bins and graffiti etc. This summer the skate park was closed and given a £165,000 renovation. It was reopened with much acclaim by the town mayor, Cllr Barry Dunning on 16th August. However, in just over a fortnight the skate park had to be closed again due to yet more vandalism. The CCTV equipment was smashed and its wiring ripped out, as well as a bonfire lit on the specially-formulated concrete ramps. Replacing the electrics alone cost the taxpayer about £1000. The vandalism of the new skate park was reported in the Lymington Times (03/09/16, pp.1-2) with quotes from members of the Council. The chair of the council's amenities committee, Cllr Peter Allen declared: "Vandalism is at an unacceptable level in this town" and the Town Clerk, Caroline Godfrey said: "I am absolutely dismayed. It's been such a massive involvement by young people as well, and to have it trashed to this degree – it strikes me at my heart".

- In view of the 'unacceptable level' of vandalism in the area and the trashing of the adjacent skate park, we strongly contend that it would be extremely unwise to grant a full commercial trading license to the Pavilion so as to serve alcohol to the general public every day of the week through to late night. It cannot be denied that there is a connection between alcohol and vandalism.

2) Public safety

We walk our dog in the park and along the roads bordering it on a daily basis. Most of the lanes are extremely narrow and do not have public footpaths. Accordingly, we believe that an all-day commercial bar/night club in the middle of Woodland's Park would create an increase in drivers arriving to or leaving the premises and thus, a significant risk to public safety. The size of the carparks is also limited and an overspill of vehicle parking on the side of the lanes would be an additional and inevitable hazard to the public.

- A greater number of drivers using the car parks in the surrounding lanes and an inevitable overspill of parked cars would cause an increased safety hazard to the cyclist and walkers who use these small narrow lanes.

3) Preventing public nuisance.

As previously stated there is already an unacceptable level of vandalism in the area. Vandalism and increased traffic will be a public nuisance and even more so, the addition of

an undesirable amount of loud music and noise. We understand that the LSA does not need a music license to allow it be played for its purposes.

- Without a doubt, increased noise and loud music played late at night will be a considerable disturbance to local residents.

4) Protecting children from harm

As grandparents of a four year old boy, we have considerable fears for his future safety. An unacceptable level of vandalism and illegal drugs use in the skate park is bad enough, but the addition of an all-day commercial bar in the park can only place children at even greater risk of harm. Cllr Martina Humber (amenities committee) is also reported as saying: "I do not think it was them [the skate park users] who did the damage and they are all suffering because of one or two people who do the damage." However, the 'one or two people' responsible for the damage are very likely to be multiplied by the presence of an all-day commercial bar next to the skate park; indeed we have recently seen a number of older youths using the skate park while it was closed awaiting resealing of the CCTV's electricity box. They simply climbed over the wire fencing even though the gates were padlocked. It would consequently be very naïve to think that the skate park would not be a magnet to late night revellers from the Pavilion/night club.

- We contend that children visiting the park will be placed at greater risk of harm by locating an all-day commercial bar alongside the skate park that already attracts a number of miscreants.
- Given that close proximity of the youngsters' skate park, would an all-day commercial licence be similarly granted to a building adjacent to a facility used by children usually without an adult being present?

In conclusion, we would like the new licence application for the Pavilion, Woodside Park to be rejected for the reasons listed above and the fact that it would have a significantly detrimental impact on the character and peacefulness of this valued community space.

Yours faithfully

Dr and Mrs W. J. Grabau

* Objection

Paul Weston

GROVES

From: David Groves
Sent: 02 September 2016 15:43
To: Licensing e-mail address
Subject: Licence Application for the Pavilion at Woodside Park

L S A Trading Ltd . Application for a full commercial trading license for The Pavilion , Woodside Park

We strongly object to this Licensing Application. It goes against public reassurances given during planning procedure by the L S A that the sole intention of installing

a bar was for sporting related activities . (We do not object to limit the sale of alcohol connected directly to sports related activity)

We feel that the sale of alcohol throughout the day will alter the character of the park for ever .

The park is used by walkers adults and children who may not feel safe if disturbances resulted from the long hours of drinking .

Living near the Park , we fear for road safety , noise and possible vandalism. Taking into account the fact that the Park area is difficult to Police .

We have seen the excellent improvement to the Pavilion , providing facilities for changing etc for adults and young people to encourage sport and fitness .

This current licensing application is totally inconsistent with that idea and should be rejected.

David and Tina Groves

5 Forest Gate Gardens
Lyminster SO41 8JG

* Objection

Paul Weston

HADFIELD

From:
Sent: 04 September 2016 16:14
To: Licensing e-mail address
Subject: Woodside Park Revised Licensing Proposals

Dear Sirs,

It is with some some alarm that we have read the latest proposals by LSA Trading Ltd. How much serious consideration has this new proposal been given? Has this only been considered from the profit that LSA Trading envisages, or has thought been given to the affect on the local community, - narrow access roads with no pavements, and, dare we say, viability of the existing licensed premises? There are already 3 licensed premises in the immediate area, each with their own parking facilities. Public Houses are having to close across Britain every day as they struggle to get enough business. We do not have a problem with the sale of alcohol post matches to players and guests, for a limited time, but it should be remembered that Woodside park is a family area for all ages to enjoy.

The Park really is not the place for 12 hour licensing. An area extremely difficult to police, with our limited resources. As has been proven in the latest vandalism on the skatepark, CCTV hasn't stopped this problem. 12 hour licensing in a building further from the road will surely be an easy target for like minded vandals.

We have lived opposite the park for 16 years, and along with other residents could tell a few stories about night time disturbances, drunkenness/drugs, vandalism, screaming, shouting, and police being called out, revving of cars, and car doors slamming late at night when they've been asked to move on.

Why is this now registered under 192.com as a nightclub? It is a sports pavilion, and is a complete contradiction to LSA's original proposal to limit the bar to members and guests in connection with sporting events.

It should also be pointed out, that the very limited notices displayed around the park, makes one wonder as to whether there was any deliberate attempt to 'keep this as quiet as possible'. We in Rookes Lane, never receive a New Forest Post. Why was this not in The Lymington Times, read by the vast majority of people?

In view of the points raised above, we must require that this application is refused.

Yours faithfully,

Michael and Edda Hadfield,
25 Rookes Lane, SO41 8FP

* Objection

HAGON

Paul Weston

From: Licensing e-mail address
Subject: FW: Pavilion, Woodside Park

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
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From: bryanhagon
Sent: 05 September 2016 22:47
To: Licensing e-mail address
Subject: Re: Pavilion, Woodside Park

OK!
People drinking for the space, or within the space, of twelve hours in a designated recreational area for families, are inevitably going to affect public safety, become a public nuisance and, in a drunken state, affect the well-being of children in the area of the Park. It only takes one drunk to disrupt everyone in that area. In many cases, drink fuels criminal activity and vandalism. (And as you say, the police will find it difficult to monitor the area). It is something none of us need in a soft, gentle and local environment. What it could well do, is discourage local people from using the park at certain times because of the effects of drink.

Bryan Hagon
56 Vitre Gardens
SO41 3NB

From: bryanhagon [r]
Sent: 04 September 2016 12:05
To: Licensing e-mail address
Subject: Pavilion, Woodside Park

I am to say the least, very disappointed in this alcohol application. I have many reasons for my objections, but my main one is that Woodside Park is a family area for sports and recreation in daylight hours. Lighting in the park is not that great and people armed with alcohol can be very disruptive as we've seen with the skate park.

The Park provides a wonderful area for the young (and older) members of the community to get together. I am totally certain that it helps those inclined to vanadalism and drink and drugs, find somewhere to go and thigs to do that are enjoyable.

I have no objection to a pint or two after a game or when there is a fair on but allowing twelve hour drinking at a sports facility is ridiculous!!

Bryan Hagon

46 Vitre Gardens

SO41 3NB

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* Objection

Paul Weston

HEAD

From: Jade Hea
Sent: 04 September 2010 09:21
To: Licensing e-mail address
Subject: Objection to a bar at Woodside Park

I object to their being a bar at Woodside Park that serves alcohol from 11am-11pm due as this would disturb neighbours in nearby lower Pennington lane, Woodside lane and also Ridgeway lane. There is also the safety aspect of children and many families that use this park and surrounding areas, not forgetting dog owners not only the above but this would put crime levels up high if this was to turn into a bar/ nightclub. That area of Pennington does not need it and the noise pollution that it will cause.

Yours faithfully
Jade Head
6 verderers court
Priestlands road
Pennington
So41 8qg

Sent from my iPhone

* Objection

Paul Weston

HEWSON

From: Terry Hewson
Sent: 23 August 2010 00:40
To: Licensing e-mail address
Subject: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON

RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON

I wish to object to the above application for the following reasons.

1. The hours of licensing bear no relation to the operation of the Pavilion for social events after games.
2. Local residents were assured by the organising committee of the LSA, at the time of an open meeting about such operations, that Social events were only to support the funding of the Pavillon for their use, and could only be used by registered members.
3. The car parking facilities, as they stand, cannot cope with the additional traffic that has already been generated, and has resulted in local residents not being able to get out of their drives normally, but more importantly, emergency vehicles cannot pass parked traffic in Ridgeway Lane.
4. The hours of operation proposed would significantly effect local residents with late night traffic, the slamming of doors and general rowdyism.
5. This application would appear to be for a commercial venture and bears no relation ship to the original proposal for the Pavillon. LSA is advertising itself as a nightclub on 192.com

Lsa Trading Limited

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The Sports Pavilion
Woodside Gardens
Lymington
Hampshire
SO41 8FP

6. If granting this application for the promotion of alcohol, it must be supported by full time staff and or a responsible person on site at all times to police membership and responsible behaviour, and I would seek assurances to this effect.

7. I see no reason for this application to be granted as there is already ample facilities for alcohol consumption at either side of the Woodside Park at the Cheques Inn and The Fishermans Rest.

8. The local Police, when ringing 101, to complain about noise and unruly behaviour at 1am in the car park, have referred me to the local Council as it is the Councils responsibility for noise disturbance control. Am I to assume that his is the Councils way out by granting a licence to disturb the local neighbourhood.

Terry Hewson
Sycamores
Ridgeway Lane
Lymington
SO41 8AA

* Objection

Paul Weston

HINSON

From:
Sent: 02 September 2016 16:18
To: Licensing e-mail address
Subject: Re: LSA Trading application for Woodside Pavilion

Dear Sir,

I am a Woodside resident and wish to register my objection to the application for a premises license for the sale of alcohol by LSA Trading at the Woodside Park Pavilion. Woodside Park is used and enjoyed by children and families, dog walkers, and sports men and women. Allowing the sale of alcohol to the general public for 12 hours a day every day will cause a danger to children and adults in the park and surrounding streets.

The Pavilion is isolated and sited in the centre of the park making it target for vandals. Coupled with anti-social behaviour caused by drinking this will put a strain on the Police.

I feel the Sports Pavilion is a good facility especially for young people and not a place for the sale of alcohol to the general public which will cause problems and disturbance in the park and local area.

Mr S. Hinson
Hightrees, Poles Lane, Lymington, SO41 8AB

* Objection

Paul Weston

Howell

From:
Sent: 29 August 2016 14:08
To: Licensing e-mail address
Subject: RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

RE: LICENSING APPLICATION FOR SPORTS PAVILION, WOODSIDE GARDENS, LYMINGTON SO41 8FP

I wish to object to this application for the sale of alcohol for the following reasons:

1. NFDC Premises Licence Guidance Notes based on the Licensing Act 2003, requires the applicant to post notices on blue paper at the premises in a prominent position and for premises of this size every fifty metres along the external perimeter of the premises abutting any public highway. The only notices posted have been in black and white on a side entrance to the pavilion and on the gate into Woodside Gardens from Rookes Lane. They are not prominent and would be easily missed by the passing public. There has been no notice at the entrance to the main car park for the pavilion off Ridgeway Lane, nor the other entrances at All Saints Road and Poles Lane which constitute the boundary highways for the Pavilion. The applicant must also post a notice in a local newspaper; in this case they chose the New Forest Post rather than the more widely read Lymington Times which provides comprehensive local news and public notices. Was this a deliberate attempt to keep a low profile for this licensing application? In any event I feel that yet again the applicant has not met the advertising standards required by the Licensing Authority and the application should be rejected on those grounds as before.

2. The application for a Premises Licence to supply alcohol from 11am to 11pm every day of the year represents a very significant change of use to the sports pavilion in the middle of Woodside Park which has always provided facilities in support of sporting events with no historical hindrance to such activities without the sale of alcohol. The whole park is normally an alcohol free area and is peaceably enjoyed by many visitors, adults and children, for a variety of recreational activities as well as organised sports. The recent Pavilion Expansion was lauded as a major improvement for encouraging sport and fitness, especially for young people in Lymington. The extent of this licence application is totally inconsistent with that vision. Also, notwithstanding the verbal assurances of the applicant, The nature of the current Premises Licence application, if granted, would allow it to operate commercially just like any of the 3 Public Houses within short walking distance of Woodside Park, including opening to the general public if the Leaseholder/owner chooses to do so at any time in the future.

If the Pavilion is used for regular late night drinking this will lead to public nuisance, possibly to other park users and certainly local residents. The Pavilion sits within open parkland surrounded on all sides by residential property which is free from heavy road traffic or background noise, so sound travels easily. Given the walk from the Pavilion, drinkers leaving from the Ridgeway Lane car park may not depart until after 11.30pm. Unless everyone is extremely considerate, local residents will likely be disturbed by animated conversation or rowdy behaviour, car doors slamming, engines revving, tyres skidding on the gravel surface, and cars accelerating up the lane. I have lived opposite the location of this car park since 1975 and we have experienced this kind of nuisance from late night "visitors", fortunately infrequently thus far.

3. There has been a history of vandalism to the original sports pavilion which resulted in the windows all being wire screened to protect them and the removal of a large viewing balcony which was damaged. I understand the Police will be consulted during the application review process and they can no doubt provide evidence from their files. It is not surprising that the pavilion has been a target for criminal activity given its location in the park centre with access from all sides. In the dark hours, vandals can come and go with impunity and the police resources do not exist to guarantee vandalism will not reoccur. If an alcohol licence is granted this will make the new sports pavilion even more of a target for the theft of alcohol and vandalism of equipment. Break-ins and damage to equipment in the Avenue Road sports premises have been reported in the press in recent years. The grant of licensing application for Woodside Sports Pavilion will not prevent crime and disorder, it is more likely to encourage it.

4. This type of extensive Premises Licence seems highly inappropriate given the proximity of children and young people using the pavilion changing facilities adjacent to the bar.

5. The applicant Lymington Sports Association (Ltd) have said during the Pavilion Expansion Planning Application that an alcohol licence would be sought primarily for "post sporting event hospitality" e.g. a beer or two after a rugby match with the visiting team. If this truly is their intention it could be achieved by applying for a Club Licence Certificate with hours linked to the fixture lists e.g. Saturdays only in winter months from say 11am to 4pm for rugby matches, and something similar in summer for cricket. Any unscheduled events could be provided for by Temporary Extension Notices applied for separately when they arose. This would seem more reasonable for sporting hospitality and fairer to local residents if public nuisance is to be prevented. That said, I would personally prefer to see the Woodside Park Pavilion kept alcohol free and Lymington Sports be proud of that.

Mr L.J. Howell
Ridgelea
Ridgeway Lane
Lymington
Hampshire
SO41 8AA

--

* Objection

Paul Weston

HUTCHINSON

From: Philip Hutchinson
Sent: 04 September 2016 22:12
To: Licensing e-mail address
Subject: New Licence Application for the Pavillon , Woodside Park , Lymington on behalf of LSA Trading Lt.

I strongly object to the above application for a Full Trading Licence on the grounds that our peaceful home environment and the quiet enjoyment of the Park will be threatened by the creation of an all day drinking facility that will be detrimental to local residents and Park users.

By their own admission the LSA only wanted originally , to apply for a Club licence in order that they could enjoy a beer or two on match days for their members and guests- this application goes way beyond the original intent. A full commercial licence from 11.am to 11.pm seven days a week far exceeds the original LSA aspirations and appears to more of a commercial venture which has the potential of threatening the quiet enjoyment for other users of the Park The Park has had a bad track record of encouraging under age drinking , vandalism and anti social behaviour. Historically I have worked with the Lymington Town Council and the local Police Station in order to reduce such behaviour in the Park and we have been successful in controlling such incidents over the last three years . The Police and Town council are fully aware of the history and problems of underage drinking in the Park and I would be astonished in light of their knowledge that they would support any such licence that would compound such a problem.

From my recent meeting at the local Police Station I understand that the Police are struggling to meet their Response Times due to the night time closure of the Lymington Station . They will be put in an impossible position of trying to control local crime , anti social behaviour and under age drinking in the Park which is remote from the Town centre with difficult access and poor lighting with many means of escape. I have serious doubts that the local police force have the capacity to deal with an future disturbance that may arise from granting this licence.

With three pubs within walking distance of the Park one would assume that there is already sufficient licence facilities in the area and any further supply could threaten the economic viability of the existing pubs that have been plainly struggling to survive!

Perhaps a more pragmatic approach that would meet the LSA 's desire to a have a couple of pints after a game would be to grant them a limited Club Licence for their members and guests , to be limited to weekend games with operating hours of 12 noon until 8pm. If such a licence were to be granted I feel that the residents and general park users concerns would be taken away and LSA would have achieved their objective. It should always be remembered that the Park was gifted to the public for their quiet enjoyment and in my opinion a full commercial licence 11.00am to 11pm seven days a week would seriously jeopardise the deed of gift.

Thank you for hearing my concerns- Philip Hutchinson FRICS , Old Manor House , Woodside Lane , Lymington

* Objection

Paul Weston

A. JONES

From:
Sent: 02 September 2016 15:49
To: Licensing e-mail address
Subject: Re: Woodside Park Pavilion application

Dear Sir,

I live in Woodside Lane and wish to object to the premises license applied for by LSA Trading for Woodside Park Pavilion.

Woodside Park is well used and liked by dog walkers, families, children and sports enthusiasts. The sale of alcohol to the general public from 11.00am to 23.00pm every day does not fit the use profile of the park. In fact it will attract anti-social behaviour and vandalism to the park which will be a public nuisance and danger to adults and children alike.

The drinking of alcohol until 23.20pm every night will cause noise and disturbance in the park and surrounding roads. This is of grave concern to residents and will put pressure on already limited Police resources.

There is no walkway lighting in the park and no car parking by the Pavilion which will be a problem if a license was granted.

The Sports Pavilion provides a good venue for sporting activities, if granted this license would turn its use into a public house which is not what the Pavilion is meant to be.

Please register my objection.

Mr A. Jones

Coppice Lee, Woodside Lane, Lymington, SO41 8FJ.

* Objection

D & JONES

16 Forest Gate Gardens
LYMINGTON
Hampshire
SO41 8JG
21 July 2016

Development Control Officer
(Licensing Application)
New Forest District Council Office
LYNDHURST,
Hampshire

For Immediate Attention Please

Dear Sir,

Pending Licensing Application:
Sports Pavilion at Woodside Gardens, Rookes Lane, Lymington, SO41 8FP
Grant of Premises Licence (S17)

Attention has been drawn to this recently made Application and this has caused concern within the local residential neighbourhood, including our own. The issues raised include the following matters:-

1. The likelihood of increasing the risk of traffic problems along Ridgeway Lane, often used as an access road to Woodside Park and the Pavilion as well as other venues, such as Private Properties, The Chequers and The Sea Wall etc.
2. The Playing of Recorded Music, particularly during the Summer Months when there will be a need to open windows, doors etc. to cool down properties including The Pavilion.
3. The Premises Opening Times, Licensing Activities and Sale/Supply of Alcohol are far too long and need to be contained within strict limitations based upon Sports Activity Hours at Woodside Park (relating to the defined Sporting Facilities used) and not to any who wish to use the premises regardless of any Sporting Participation whatsoever!
4. The prospect of keeping the premises open and serving/supplying alcohol for non standard occasions such as the New Years Eve/Day Request causes very deep concern.

It is hoped that you will strongly consider all the above matters before reaching your decision as Woodside Park provides a very much appreciated facility in the area as at present. Some added facilities within the modernised Pavilion will be helpful but not on the basis of an "out of town" alcohol drinking habitat for any who could cause unwelcome and unnecessary disturbance to the neighbourhood in the future.

Yours faithfully,

David & Jenny Jones

J. JONES

16 Forest Gate Gardens
Lymington
Hants SO41 8JG

21st July 2016

The Development Control Officer
(Licensing Application)
New Forest District Council Offices
LYNDHURST
Hants

Dear Sir

Pending Licensing Application for Sports Pavilion, Woodside Gardens, Rookes Lane, Lymington SO41 8FP - Grant of Premises Licence (S17)

In addition to my husband's letter (enclosed), I have additional concerns relating to the above application and the project as a whole, which I itemise below:

Licensing Application:-

1. Does this have to be effective as soon as the pavilion opens? Mightn't it be more sensible to review the situation after a period of say, six months, when it will be more apparent what call there is for extending licensing hours?
2. What provision has been made for deliveries to the pavilion? At the moment there are two car parks into Woodside Gardens. The one in Rookes Lane is quite small. It is often full, and cars are then parked at the entrance to the road opposite, Bitterne Way. (This causes problems because that road is narrow and cars are often parked too near the junction with Rookes Lane presenting more problems.) That little car park is also used by the Council to access their grass cutters and other machinery, sometimes causing problems.
3. The larger car park in Ridgeway Lane is quite a long way from the proposed pavilion. There is only a footpath from there to the pavilion. Is that sufficiently robust to accommodate deliveries to a busy pavilion?
4. What provision has been made for lighting the walkway from the two car parks to the pavilion? If the pavilion is expected to be used late into the night, surely people won't be expected to return to their cars along unlit pathways?
5. Has sufficient consideration been given to the additional traffic which will be accessing the pavilion, from the narrow lanes (Ridgeway Lane, for example)? It is quite a busy road now, it has no footpaths and is quite hazardous to walk along, particularly for the elderly and parents with children.
6. There is an access gate into Woodside Gardens from Rookes Lane (just after the dangerous right-hand turn into Ridgeway Lane). That in itself is a dangerous crossing point (an 'accident waiting to happen') because the pedestrian can only see traffic approaching from the direction of Vitre Gardens roundabout. It is impossible to know if any vehicles are coming round the bend – so, as a pedestrian, you have to look in the direction where you can see clearly, listen hard for traffic coming round the bend and cross the road, hoping your ears have not let you down! There is a similar situation for pedestrians coming out of Ridgeway Lane, turning left onto Rookes Lane, going towards Pennington Cross roundabout. In that case you cannot see what is coming round the bend from the right. Here again, you look left, listen hard for traffic coming round the bend, and step out, hoping to have chosen a safe time! In both cases, how much more difficult it is for elderly/disabled persons to cope with such situations.
7. There is a small entrance opposite Forest Gate Gardens into Woodside Gardens. This is only suitable for pedestrians. It is a very useful access point for people, but here again, very dangerous. You step straight from the entrance/exit onto Ridgeway Lane. Great vigilance required!

Licensing Application – Sports Pavilion, Woodside Gardens, Lymington

The above concerns are all linked to the whole project.

We have a very special amenity, Woodside Park; I think a larger pavilion could be an asset.

However, we need to be very mindful of the resulting consequences:

I would suggest there will be a lot more pollution from traffic, current parking facilities will be inadequate (possibly resulting in the parkland being used to provide additional parking), our narrow roads, already quite busy, will be much more dangerous (particularly to pedestrians), and possible noise (from music and car doors being slammed late at night), together with light pollution (if it is found to be necessary to install lighting to the pavilion).

What is currently a lovely park in a quiet rural area of Lymington could be changed beyond recognition and, I feel, unless very carefully managed, could prove to be NOT A CHANGE FOR THE BETTER.

I shall appreciate it if you will give this letter your consideration. I have tried to be constructive in my thoughts which, I feel, together with the joint letter from my husband and I, are very important and relevant.

Yours faithfully

(Mrs) J. Jones

* Objection

Paul Weston

P. JONES

From: PAT JONE
Sent: 02 September 2016 15:01
To: Licensing e-mail address
Subject: Woodside Park Pavillion Licence Application

My name is Pat Jones
The Veau
100 Belmore Lane
Lymington
SO41 3NS

My house is in Woodside Gardens

I have no objection to the pavilion selling drinks during sporting and other park related events.

To allow the current proposal is a total abuse of local good will, and will end in trouble with nobody to control it. I personally have had to call the police when there has been trouble usually late at night or in the early hours only to be told they have priority calls to attend to (so don't rely on the police)

I would ask everybody connected with granting this approval to think about it very carefully as you have a duty of care to act in the interest of the residents who will have to live with the consequences should it go ahead

I have always believed that common sense will prevail and we will not be blighted with the consequences for the next 25 years

Long term resident of Woodside

Pat Jones

* Objection

K EAL

Paul Weston

From: 26 August 2016 08:32
Sent: Licensing e-mail address
To:
Subject: Re: Woodside Park Pavilion alcohol license application, Lymington

Dear Sir,

I strongly object to the extensive alcohol license application by LSA Trading Ltd. for Woodside Park Sports Pavilion, Lymington.

The Pavilion is situated in the centre of Woodside Park adjacent to Woodside Gardens with its childrens play area and nearby Skateboard Park. This is a quiet recreational park being child and family friendly. For the safety of children this is not the place for the sale of alcohol for 12 hours a day 7 days a week to the general public.

The sale of alcohol at the Pavilion in Woodside Park would increase the level of vandalism and anti-social behaviour in the park and surrounding residential area stretching local police resources. In the past the Pavilion has been the target of vandals and the storing of alcohol and cigarettes will make it a prime target.

There is no roadway or car parking adjacent to the Pavilion and no lighting on the pathways which will cause problems especially at night.

The drinking of alcohol until 23.20 pm at night will cause a great public nuisance and safety risk in the peaceful park and surrounding residential roads.

The Woodside Park Sports Pavilion is just that a sports pavilion with showers, changing and training rooms with one of its stated aims being to attract children and young people into sport. The premises license application by LSA Trading Ltd. would turn the Pavilion instead into an all day public house in the middle of Woodside Park which would be a great shame.

Please register my objection to this license application.

Hugh Keal
Sheepfold, Woodside Lane,
Lymington,
SO41 8FJ

* Objection

KEEPING

Paul Weston

From: Licensing e-mail address
Subject: FW: Licence application for the Pavilion, Woodside Park.

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: Bette Keeping
Sent: 05 September 2016 11:56
To: Licensing e-mail address
Subject: Re: Licence application for the Pavilion, Woodside Park.

My home address is Ilex Cottage, Ridgeway Lane, Lymington SO41 8AA.

Thanks.

Bette Keeping

From: Bette Keeping
Sent: 04 September 2016 12:11
To: Licensing e-mail address
Subject: Licence application for the Pavilion, Woodside Park.

Dear Sirs

I wish to object to the application for an all day commercial bar in Woodside Park open from 11am to 11 pm.

When the planning application meeting was held it was stated that a CLUB license would be applied for not a Commercial License.

This land was left to the people of Lymington by Col Rooke and while I happily accept all the sport played there, a commercial bar, open to everyone is not needed. Many families come here for peace and quiet in a rural setting. Having such a bar will totally destroy this lovely setting.

Having lived in Ridgeway Lane for 51 years we realise how difficult this park is to Police. The original balcony on the pavilion was vandalised and had to be removed. The skatepark, newly opened, has already been vandalised. When the skateboard park was originally opened we were kept awake till 3 in the

morning by loud music etc. I have absolutely no objection to the skateboard park and love to watch it being used but I feel that having alcohol nearby all the time is just not right.

Lastly, why hasn't this application been advertised. Nothing on the the car parks, nothing in the Lymington Times, nothing on the notice board in Woodside Gardens and only in the New Forest Post, which we in Ridgeway Lane never receive.

I am not against alcohol served at the end of matches but please do not grant this Commercial License, this Park is the last rural place in Lymington. I want to share it but not spoil it.

Yours faithfully

Bette Keeping (Mrs.)

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* Objection

Paul Weston

LETCHER

From:
Sent: 04 September 2016 20:25
To: Licensing e-mail address
Subject: Woodside Pavilion Alcohol License Application - OBJECTION

Dear Sirs

Woodside Pavilion Alcohol License Application

OBJECTION

We are writing to object to the proposed alcohol licence which has been applied for, for the Woodside Pavilion.

When planning permission for the extension was sought, a lengthy document (Planning Design and Access Statement) was submitted by Draycotts Surveyors, and on the basis of that we did not object to the application for extension which was granted on the basis of that statement.

The document relates to improving sport and recreation facilities, their need for better changing facilities etc. I would urge you to re-read it before determining this application.

As regards the impact on the area, 9.2 "It is important to note that the main nature of the provision of the pavilion will still be for sports clubs and recreation as it is presently, and therefore the potential for impacts would be the same as existing."

This is obviously incorrect, the area is for the most part very quiet and peaceful, and the facilities have never been used from 11.00 – 23.00 7 days a week 365 days a year. The application is not for a club licence as one might expect from their previous statements, but for a commercial licence open to the public close to youth facilities such as the skateboard park (already the subject of recent vandalism) in an area known to be difficult to police and likely to encourage under age drinking and antisocial behaviour.

The length of the licencing hours in this context is totally at odds with that statement and the following in 9.4 "It is not expected that the provision of more formal "bar" facilities would cause any significant increase in noise or disturbance" That cannot be the case.

We currently live in a quiet country lane; we are not "NIMBYS", hence having not objected to the original application on the basis of the statements made and assurances given at the time about sport and recreation.

Had the original application referred to a 7 day a week 12 hour a day alcohol licence open to the general public (i.e the equivalent of a new pub on land given for recreation to the town), it would undoubtedly have met with great resistance and been turned down; if this licence is granted it may be necessary to revisit the planning approval and process.

Our grounds for objection are on the basis of noise and disturbance, every night of the week. Also that a quiet and peaceful park enjoyed by many is being lost.

This amounts to a commercial use by a private company on public land being funded by the taxpayer to distribute subsidised alcohol (a zero rent for 5 years...) and create noise, disturbance, anti-social behaviour and potential vandalism in a park gifted to the town for recreation and sport. The original application was objected to by the police in view of the difficulty of patrolling this particular area which highlights the problem.

We are concerned about anti-social behaviour, potential vandalism and litter, the reduction in amenity that that would bring about and also of stretching police resources.

Perry & Elaine Letcher

Hillyfields
Ridgeway Lane
Lymington
SO41 8AA

* Objection

MANKIN

Paul Weston

From:
Sent: 15 August 2016 16:32
To: Licensing e-mail address
Subject: Application for an all day alcohol licence for Woodside Sport Pavilion

Dear NFDC

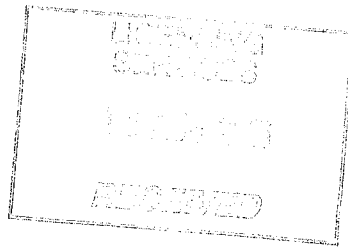
I am writing to object to the granting of this licence. These premises have not been licensed before and there seems no overriding reason why they should be now; there are an ample number of licensed establishments within easy reach. The area is not easy to police and is surrounded by quiet residential areas. My grounds for objecting are as follows -

Prevention of Public Nuisance - concern about noise, anti social behaviour fuelled by alcohol, disrespecting the locality ie. urinating, throwing cans etc from cars, or on foot.

Prevention of Crime & Disorder - there is well recognised correlation between crime and the availability of alcohol and no one abutting Woodside Gardens wants to see any uptick in crime and disorder as a consequence of these premises being licensed.

Thank you for your consideration.

Peter Mankin
9 Forest Gate Gardens
Lymington SO41 8 JG



* Objection

MAXFIELD

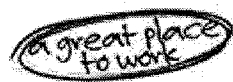
Paul Weston

To: Sarah Wilson
Subject: FW: New Licence Application for the Pavilion, Woodside Park.

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: Russell Maxfield
Sent: 05 September 2016 10:59
To: Paul Weston
Subject: Re: New Licence Application for the Pavilion, Woodside Park.

My address is Ridgeway Farmhouse Ridgeway Lane SO41 8AA. Best of luck

From: Russell Maxfield
Sent: 03 September 2016 10:57
To: Licensing e-mail address
Subject: New Licence Application for the Pavilion, Woodside Park.

I fail to see why there is the need for a 11 AM to 11 PM 7 days a week 365 days a year bar in the Pavilion. There are two excellent Pubs, the Fisherman's Rest and the Chequers within walking distance. I feel (hopefully) that this will be as popular as the flood lit soccer pitch.. It is fair to say that that the games are confined to weekends, often there is no activity.. The skate board facility is the most used followed by tennis. The former user is not entitled to alcoholic refreshments. I have no problem with teams enjoying a drink, but it is more sensible for the home side to obtain sale or return supplies from a local supermarket. Furthermore, if the licence were approved, will the paths from the several entry points to the gardens to the Pavilion be lit for safety and security reasons?. R H Maxfield Brigadier (Retired) Ridgeway Lane

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* Objection

Paul Weston

McInnes-

Soderberg

From: Mette Soderberg
Sent: 05 September 2016 18:54
To: Licensing e-mail address
Subject: License application for the Pavilion - objection

Importance: High

Dear Sir / Madam,

I am writing to you on behalf of 1A and 2A Court Close, Lymington (Mrs McInnes and Mr & Mrs McInnes-Soderberg). It has been brought to our attention that a new license application has been submitted for the Pavilion, located in Woodside park. We live nearby the Woodside Park. We have been supportive to the expansion of the Pavilion for sport purposes, but we do object to the proposal of a full commercial bar with opening hours from 11.00 am to 11.00 pm. Our objections are as follows:

Preventing Crime and Disorder:

Over the past couple of years, we have seen an increase in vandalism and disorder at the Woodside park, especially around the Pavilion and the Skateboard Park. Vandalism seen is rubbish and bottles discarded in the park area. We were delighted when we first heard of the new investment in the skateboard park. For months the kids were observing the building site and very excitedly discussing how they would have so much fun using it when finished. To our disappointment, we have found that this development has attracted a more mature crowd, who are not only taking complete control of the skateboard park, but we have also found that they have been drinking alcohol and smoking cannabis. I have had to explain to my son and daughter what the 'funny' smells is and why we cannot stay. Introducing alcohol sale on site in the Woodside Park will surely only make it more accessible and we worry that such will increase crime and disorder.

Public Safety:

As already mentioned, we have seen a change in the people coming to the park as result of the new skateboard park. We do not believe that the park is as safe a place as it used to be. I appreciate that this is a perception, but certainly one that is common amongst our family and friends. We do believe that the sale of alcohol available everyday between 11am until 11pm, will be detrimental to public safety. The park is used for young and old, for walking dogs, playing games, - having picnic's etc. all of which is part of recreational activities. We understand the request to have a license to support specific events, post game drinks for example, but cannot understand why the Pavilion requires a full commercial license. The expansion concerned the opportunity for more sports, not the creation of a commercial business, no different than that a public house.

Preventing Public Nuisance:

Living very close to Woodside, we are already impacted by the expansion through increase in traffic, noise when events are on, etc. At this moment there are no evening activities at the Woodside park. Simply put, the park is used in the hours of daylight. Should the Pavilion run a bar everyday until 11pm, we are very likely to have noise every evening, and not just at events. On top of that, we will have an increase in traffic from the people attending the bar. We worry that the small roads around Woodside are not suited for an increase in traffic, especially not following sunset. We have children walking on the roads where no pavements are available, and we would worry about their safety with the increase traffic and the combination of alcohol. We are not saying that people will drink and drive, however one to have argue that there is an increased risk as result of the combination (late evening, dark roads, alcohol being sold and consumed on the premises).

Protecting children from harm:

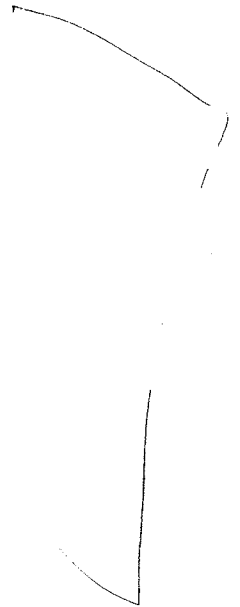
With all of the above, combining these different perspectives, we do believe that the license application for 11am to 11pm should not be granted. Instead the focus should continue to be around specific events, and nothing more. The Woodside Pavilion was expanded to support sports, and especially a focus around inclusion and diversity. The daily opening of a bar in such environments has no purpose. It would be the same as saying that Lymington Health Centre would open a bar on their premises. When you draw such parallel, you can see no reason for granting such request.

And finally, it is really disappointing to hear about the application in a flier distributed by other concerned parties. In a democratic world, you would expect that with the implication of such an application, that greater emphasis would be made to ensure that all potentially impacted parties would be informed. I understand that the applications have been posted, but in obscure locations, where little visibility has been had. Also that the New Forest Post were used for announcing the application rather than the wider reach of Lymington Times. One has to question whether this were part of the plan, to disguise the application until too late for residents to act. One can only speculate, but we are at least grateful to the person who cared enough to inform others.

I appreciate you taking the time to take on board our concerns, and trust that you will use this information to enable the right decisions being made. I appreciate if you are able to acknowledge receipt of this objection.

Yours Sincerely,

Mrs Mette McInnes-Soderberg



* Objection

McKEON

Paul Weston

From: Malcolm McKeon
Sent: 05 September 2016 12:42
To: Licensing e-mail address
Subject: Licence application for Wood side park pavilion

Dear Sirs,

I have recently been made aware of an application for a Full Trading Licence for the recently renovated pavilion at Woodside Park.

I strongly object to this application. Woodside Park is a quiet park to be enjoyed by sport and walking activities. Bringing alcohol to this area will only exacerbate the crime and vandalism that is already an issue at Woodside Park. Having a quick drink after a game at the park is one thing but allowing a licence from 11:00am until 11:00pm seven days a week will only attract potential anti-social behaviour to an area that will be even more difficult to patrol and respond to by an already under staffed local police force.

I would have thought a much more limited licence for matches on weekends be a much more appropriate licence to grant the pavilion at Woodside.

Yours sincerely,

Malcolm Mckeon

3 Churchmead
Woodside
Lymington
SO41 9EN

* Objection

MORLEY
~~PAUL WESTON~~

Paul Weston

From:
Sent: 05 September 2016 13:24
To: Licensing e-mail address
Subject: Licensing application Sports Pavilion Woodside Gardens Lymington

Dear Sir

Further to my conversation with you today, I am writing to confirm our objection to the proposed licensing application for the following reasons:-

- 1) We feel there is no need for a permanent license for such a small venue providing the occasional refreshments for sports activities. Temporary licences can be applied for for specific charitable events.
- 2) The proposed hours of the licence are excessive and will lead to further public disorder and drinking. We already have had incidents of alcohol abuse by groups gathering in the gardens late in the evening.
- 3) There is no facility to monitor the premises in the evening and therefore this could lead to an increase in crime. We already have had vandalism in the skateboard park.
- 4) There is limited parking and visitors often park on the pavement in Rookes Lane and Bitterne Way creating traffic problems.
- 5) This venue was never intended for a public house or nightclub - we have sufficient of those in the area already.

For these reasons we would urge the Licensing Committee to reject this application.

Please note as we do not have email, our neighbour has kindly agreed to send this on our behalf. Please therefore communicate by post or to this email address.

Ian & Gillian Morley
11 Lentune Way
Lymington
SO41 3PE

Sent from my iPad

* Objection

Paul Weston

NOAKES

From:
Sent: 03 September 2016 11:53
To: Licensing e-mail address
Subject: Woodside Park Pavilion New Licence Application

I would like to register my objection to the proposed licensing times for the Woodside Park Sports Pavilion.

I am in favour of a club license for the sale of alcohol relating to sporting events. i am against the application for a full commercial trading license.

Woodside is a quiet residential area and Woodside Park is a family area, used by the young and older members of the community, it is not a suitable place to have a drinking club. Public safety on the narrow lanes surrounding the Park would be a serious concern, with an increase in traffic, if the application was to go ahead. Ridgeway Lane is very busy with traffic, cyclists and walkers.

Twelve hours a day, late night, year round alcohol license for the pavilion will be a public nuisance. An increase in traffic on unsuitable lanes, an increase in noise causing disturbance to residents living close to the park and the likely increase of vandalism in the park.

I hope the licensing authority will give serious consideration to these concerns and reject the application.

Mary Noakes
Wood End Cottage
Poles Lane, Woodside Lymington, SO41 8AB

* Objection

Paul Weston

PADDY

From:
Sent: 02 September 2016 17:59
To: Licensing e-mail address
Subject: Pavilion Woodside Park, Lymington/LSA Trading Ltd

Dear Sirs

We emailed an objection about this licensing application some weeks' ago. Our objection was acknowledged but we were told that there had been a mistake in the application and it was being resubmitted. We assume this is now the case although it would have been nice to have been informed by New Forest District Council.

We continue to object to this application on the grounds that this is a sporting venue with a pavilion in a park and the pavilion is not a public house or club.

The hours of licensing applied for are excessive - currently there aren't sporting activities taking place every day of the week so why is there a need for a public bar serving alcohol to be approved for this pavilion. Surely if licensing is required for sporting or charitable events, then a temporary licence should be applied for when those events take place.

If drinking is available from 11.00 a.m. in the morning until 23.00 hrs every day, including Sundays, then there will inevitably be some customers who will engage in drunken behaviour. Traditionally we have always had a problem with teenagers gathering on the benches in Woodside and getting drunk and abusive and the police in the past have been called out on numerous occasions. Have the police really got the time to the attending this venue to deal with drunken and noisy behaviour. Sadly the new skateboard park has recently been vandalised at huge cost. A sports pavilion which is stocked with alcohol and no security around it, is likely to attract break-ins and vandalism.

Not everyone will be responsible drinkers and the noise levels carry far beyond Woodside and will affect neighbours in Woodside Lane, Rookes Lane, Bitterne Way, Lentune Way, Court Close and Ridgeway Lane.

There are not suitable parking facilities. Already visitors to Woodside Gardens are having to park in Bitterne Way because of lack of parking.

We trust the licensing committee will give serious consideration to these objections. We already have numerous drinking venues in Lymington High Street and really do not need another one in a park which is used by small children.

Yours faithfully

Philip & Jean Paddy
15 Lentune Way
Lymington
SO41 3PE

* Objection

PATCH

Objection to an Application for a Grant of Premises License (S17) at the Sports Pavilion, Woodside Gardens, Rookes Lane, Lymington, SO41 8FP.

Simon Patch 29th August 2016

Primrose Cottage
Woodside Lane
Lymington SO41 8FJ

I have noted the New Forest District Council Licensing Act 2003 Statement of Policy which states "When dealing with licensing matters the Licensing Authority will promote and have regard to the four licensing objectives when carrying out its licensing functions. These objectives are:

1. The prevention of crime and disorder
2. Public safety
3. The prevention of public nuisance
4. The protection of children from harm"

In the reasons for my objection which I summarize below, I make note where I believe these four objectives are not met.

1. The Application states "To permit the sale of alcohol on the premises from 11.00hrs to 23.00hrs Monday to Sunday". The Application goes far beyond assurances as to how the Sports Pavilion would be used. The Lymington Sports Association (LSA) gave these assurances before the granting of planning permission for the extension and renovation. I refer to my meeting with Mark Seamer on 16th May 2015. Indeed, the LSA's own website does not list a bar selling alcohol as one of the facilities that it intends to provide.
2. This Application is for a Grant of Premises Licence, so presumably such a licence would permit the sale of alcohol to the general public. The firm and oft repeated stated aim of the LSA is, however, for the Sports Pavilion to provide a home for its sports club members to enhance sporting facilities in the Lymington area. The granting of planning permission to extend and renovate the former pavilion building was to meet this purpose. It could not, or certainly should not, have been to provide premises in the middle of Woodside Park for the sale of alcohol to the general public for 12 hours every day.
3. The sale of alcohol in a Sports Pavilion is illogical as even limited alcohol consumption can negatively affect sports performance in both the short and long terms.
4. From the LSA's website "There is now also an opportunity for the pavilion to act as an appropriate base for running school sports days and children's sports theme holiday clubs." The sale of alcohol to the general public for 12 hours per day in a Sports Pavilion intended for the frequent use of children and young people is most undesirable and does not meet the Protection of Children from Harm objective (Objective 4).
5. There is no indication of the benefits to the local community of granting a licence to sell alcohol at the Sports Pavilion standing on public land.
6. The granting of a license of this scope may adversely affect the business of the three pubs that exist within a half mile radius of the Pavilion and others in Lymington.

7. There is no mention on the Application of the precise area in or around the Sports Pavilion where alcohol could be consumed. This might mean that alcohol purchased on the premises could be consumed anywhere in the surrounding wooded and secluded areas of Woodside Park and Gardens. It would be impossible to control this. This would be quite unacceptable to other Woodside Park and Garden users and could encourage Crime and Disorder (Objective 1.)
8. Because of its location in Woodside Park, during the times when alcohol is to be sold, access to the Sports Pavilion would be difficult for the police and other emergency services in the case of accidents, sudden illness or anti-social behaviour. The location could therefore compromise Public Safety (Objective 2.) as would its inaccessibility for taxis and public transport for users of the licensed premises.
9. Notwithstanding reason 7 above, use of the Sports Pavilion for alcohol consumption for 12 hours every day by the general public would completely ruin the peaceful environment of Woodside Park and cause Public Nuisance (Objective 3). This must be preserved for the benefit of the whole community.
10. There is no name of a person willing to be a designated premises supervisor attached to the Application as appears to be required.

I submit that the four objectives of the Council are not met for the reasons I have stated in my points 4, 7, 8 and 9 above. Along with my other points, I believe the Licensing Authority should refuse this Application. Thank you.

Paul Weston

* Objection

PICKERING

Subject: FW: Sports Pavilion, Woodside Park, Lymington. Hants.

From

Sent: 04/September/2010 12:54 (BST)

To: contact@nfdc.gov.uk

Subject: Sports Pavilion, Woodside Park, Lymington. Hants.

Dear Sirs,

I would like to object to the application for licensing on the above premises on several points.

Many local public houses surrounding this venue have found difficulty trading and building up their individual business's since 2010, several of the most local public houses within walking distance to this site have been closed due to poor trading and stayed closed until alternative leaseholders could be found by the freeholders, some on more than one occasion with 2 being in this year. Most of these public houses not only supported the local sports teams that utilise this park but also helped with financial assistance or sponsorship to keep them playing and thereby support the facilities on the Woodside Park. To allow this licence would be a slap in the face to those local public houses who kept the sports going. Apart from trade losses these public houses in close proximity to this site are more expensive to operate, as they are all in the main, listed buildings in conservation areas, heritage zones etc and maintenance costs are significantly dearer to carry out.

I also believe that this could quite easily force one or maybe more of these listed public house to close, which I believe would be a departure from the council's own forward planning policies of not losing any more public houses in this area given the closures we have already witnessed in very recent times. I support the policy which tries to ensure that we do not lose these historic buildings so I must object to any licensing application that is in very close proximity to them and cannot offer any greater facility than the existing licensed public houses.

Your respectfully

James Pickering

Sent from my iPad

Paul Weston

From: Licensing e-mail address
Subject: FW: Sports Pavillion, Woodside Park, Lymington. Hants

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk

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-----Original Message
From: Elvira Dad
Sent: 05 September 2016 11:58
To: Licensing e-mail address
Subject: Re: Sports Pavillion, Woodside Park, Lymington. Hants

My home address as requested is
2 Sylvan close, Hordle, hants. SO41 0HJ.

>
> -----Original Message
> From: Elvira Dad
> Sent: 05 September 2016 10:42
> To: Licensing e-mail address
> Subject: Sports Pavillion, Woodside Park, Lymington. Hants
>
> Dear Sirs,
>
> Further to my email of yesterday and my subsequent telephone conversation with your selves, I would like to add my other concerns with regard to the above properties licensing application.
>
> I am very concerned with the sites ability re 'crime and disorder' given its out of the way location and its security. As local people and due to press reports non locals are very aware of the typical crime and public disorder that occurs in this park, only very recently the new skate board park was badly vandalised before it was formerly re-opened. It is also well known locally that cars parked in the car parks are damaged and vandalised. Not all of these events get reported as owners are not covered by insurance in public car parks and some even believe it is their own fault for leaving their cars there in the first place.
> Clearly the above are not events that have only just occurred they are events that are regular and have been for many years, adding alcohol being stored in the park can only encourage those responsible to have as they see it 'a bit more fun'.
> As I said in my earlier email there is no need for this additional full time facility given the existing facilities already situated locally, businesses that have encouraged and supported the sports which as a result have increased and is why the new Pavillion was required in the first place. The park has put on many events in the past and has done so with temporary licenses to the benefit of all so is this license really needed, I would think not and ask that this application be refused.
>
> Please attach this email to my earlier email and thank you for your assistance in this matter.

* Objection

PLANT

Paul Weston

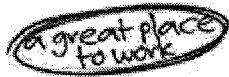
Subject: FW: Licence application for the Pavilion Woodside Park

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: Mike Plant [mailto:]
Sent: 05 September 2016 11:16
To: Paul Weston
Subject: Re: Licence application for the Pavilion Woodside Park

33 Bitterne Way
Lymington
SO41 3PA

i am the first house on the right when turning off rooked lane. the parking is already dangerous , particularly in summer when people overflow from the rookes lane car park. people ignore the line markings and park right up the end of the road ON BOTH sides!

Mike Plant

Sent from my iPhone

On 5 Sep 2016, at 10:10 am, Paul Weston <Paul.Weston@NFDC.gov.uk> wrote:

From: M PLAN
Sent: 02 September 2016 17:49
To: Licensing e-mail address
Subject: Licence application for the Pavilion Woodside Park

Dear Sir/Madam

I would like to object to the application to update the new licence application for the pavilion in Woodside Park. I didn't object to the first application but believe this is a step too far. I live nearby and below are a list of reasons for this objection.

- The pavilion is supposed to used for sporting events, most of which are at the weekend
- It is a sporting pavilion and not a Nightclub as listed on 192.com

- I believe the LSA trading company have misled residents and are now wanting a new application for fund raising purposes only. They have not publicised the application in the spirit of the community rather an underhand way to ensure the least publication possible.
- We already have parking issues on our road (Bitterne Way) during the summer months due to insufficient parking. We are talking about dangerous parking as people park all the way to Rookes lane on BOTH sides of the road. This means it is dangerous for drivers entering and leaving Bitterne Way.
- Clearly the LSA are going to arrange events which will create late night activity and noise. Sound travels along way in this part of Leamington. You can clearly hear music when played on Pennington common.

Finally, I don't believe for a minute that this application is in the spirit of Colonel Rooke's vision for the park. It is a park (clue is in the name) and not a Nightclub venue.

Yours faithfully
Mike Plant

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Paul Weston

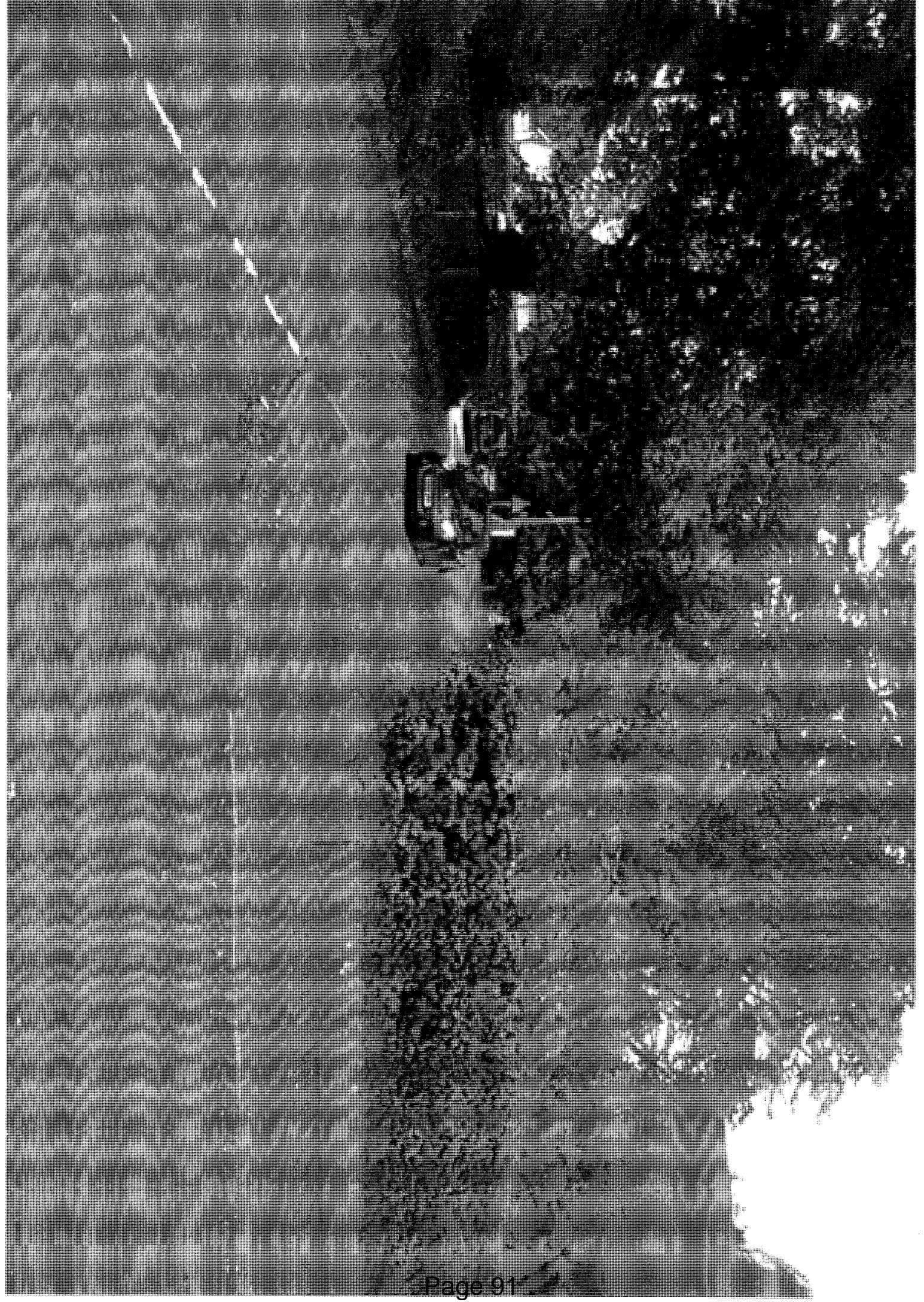
From: Mike Pla
Sent: 05 September 2016 17:49
To: Licensing e-mail address
Subject: woodside pavilions licensing application
Attachments: IMG_3848.JPG; ATT00001.txt; IMG_3849.JPG; ATT00002.txt; IMG_3850.JPG; ATT00003.txt

Paul

Further to my earlier email these photographs were taken a couple of hours ago. There is a real parking issue here. I dont mind having a bar for after games and the odd fund raiser and the organised park events but believe the sports association will want to maximise earnings by using the bar facilities for regular and frequent gatherings which will cause both excessive noise but more importantly s danger to the existing regular park users and traffic around the park area.

Mike







* Objection

PODGER

Paul Weston

From: Lindsay and Kevin Podger
Sent: 01 September 2016 19:16
To: Licensing e-mail address
Subject: Objection to Licence Application for the Pavilion, Woodside Park.

My wife and I live in Rookies Lane, and we both felt that the original proposal of a limited 'sports private members' club' licence was appropriate, as the ability to entertain visiting teams and to raise modest funds to keep the place well maintained is important. A 12 hour a day every day of the year licence, however, would be totally inappropriate. We both feel that the pavilion would become a cult 'party venue' which would attract the least desirable aspects of human behaviour and would rapidly become divorced from the ideal of supporting sporting activity. It is highly likely that there would be negative and permanent impacts on behaviour and crime in the area, the narrow lanes in the area which are currently used by many walkers and cyclists would become significantly less safe, and the current very important freedoms children enjoy to come and go in safety would also be curtailed, to the detriment of all society.

So, suffice it to say that the change in the proposal has changed our position from support to strong objection.

Yours sincerely,
Kevin & Lindsay Podger
Sent from Windows Mail

29 Rookies Lane
Lymington
SO41 3SE

* Objection

Potts

Sarah Wilson

From: Paul Weston on behalf of Licensing e-mail address
Sent: 01 September 2016 13:25
To: Sarah Wilson
Subject: FW: Pending Licensing Application for Sports Pavilion WOODSIDE GARDENS, ROOKES LANE, LYMINGTON, SO41 8FP

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
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From: Sue Potts [r]
Sent: 01 September 2016 12:27
To: Licensing e-mail address
Subject: Pending Licensing Application for Sports Pavilion WOODSIDE GARDENS, ROOKES LANE, LYMINGTON, SO41 8FP

Re: Licensing Application for Sports Pavilion

We would like to register our objection to the above application.

When the planning application for the Woodside Pavilion redevelopment was granted, the council made it clear that the purpose of the project was to expand the facilities at Woodside so that a greater number of Lymington and Pennington residents could benefit from increased sporting opportunities. The application made for an alcohol licence with such extensive hours seems to neither promote sport nor provide any benefit for the wider community.

Firstly, we feel that the application should have been advertised more widely – advertising it in a local paper that is not delivered in this area, and not advertising it overtly around the Woodside area, does not constitute advertising.

The application is being made by LSA Trading Limited which is a company registered with Companies House as a 'bar'. We cannot understand why anyone would sanction the licensing of a bar, which is open to the general public, in an area which is designed for sports and recreation. The original council discussions referred to a 'club licence for members and their guests or for closed functions held within the confines of the pavilion' (Minutes of the Amenities Meeting of Lymington and Pennington Town Council, Monday 6th October 2014). This planning application does not refer to the restriction on the sale of alcohol to club members and their guests. In fact, by making the application in the name of a company which is registered as a bar and not a 'Membership Sports and Recreation Club', we have to view this as a business. We object to a business operating from the Woodside Sports Pavilion.

The proposed hours (11am-11pm, every day) are excessive and clearly not linked to sporting activity.

Additionally, the regular late night use resulting in increased lighting and noise, which this unrestrictive licence would allow, is detrimental to the ambience of the park and will affect the habitat of rare wildlife in the near vicinity such as bats and owls.

Such a wide licence seems totally inconsistent with promotion of sport and healthy lifestyles; in fact, granting the licence as is, could be said to have the council linking alcohol and sport to an indefensible and reckless extent.

In summary, a licence which is true to the stated intention of the applicant - members only and for restricted hours consistent with sporting activities - would seem reasonable; but the current application is excessive and would allow the council no way to subsequently control or restrict activities should they start to damage the quality of life of local residents, local wildlife and the community as a whole.

Mr and Mrs S Potts
Hursthill
Ridgeway Lane
Lymington
SO41 8AA

* Objection

Paul Weston

QUINCEY

From: carolandsimor
Sent: 01 September 2016 17:14
To: Licensing e-mail address
Subject: SPORTS PAVILION WOODSIDE GARDENS ROOKES LANE LYMINGTON SO41 8FP

From Simon and Carol Quincey, 4 Forest Gate Gardens, Lymington, SO41 8JG

01 09 2016

Dear Sir/Madam

We are residents of Forest Gate Gardens and our residential estate adjoins Woodside Gardens.

PREVENTION OF PUBLIC NUISANCE

We strongly object to the proposed hours for the playing of recorded music indoors, and to the selling of alcohol.

No noise impact assessment was submitted by the original applicants as part of their application for permission for development, in spite of objections made at the public meeting in Lymington Town Hall on these grounds at the time.

Although the Sports Pavilion is an isolated building, our estate and other properties around the edge of Woodside Gardens are all within range of noise disturbance from recorded music across open playing fields and we are especially concerned where doors and windows are open on warmer evenings (the scheme approved at Planning did not provide for ambient air conditioning). The proposals approved at Planning did not provide for acoustic screening or other measures of any kind to mitigate the noise impact on properties in the vicinity. This point also was raised at the public meeting.

We consider that the hours of playing recorded music and selling of alcohol should be more tightly limited until such time as the licence applicants have undertaken a noise impact survey and have reverted to NFDC with a package of mitigation measures for the protection of the surrounding properties.

PUBLIC SAFETY

As a separate matter NFDC Highways should be consulted regarding controlling informal on-street parking along Ridgeway Lane which could add significantly to the risk of accidents, particularly to the many walkers and cyclists who use this route to access the coast paths at all times. (By the way there was no evidence of any such consultation at the Planning stage). Until such evidence is presented we must object to the proposals on these grounds also.

The licence applicants seem to show no evidence of their willingness to mitigate the impacts all of which were flagged up at the public meeting.

Yours faithfully

Simon and Carol Quincey

* Objection

Paul Weston

RICHARDSON

From: Peter & Shelagh Richards
Sent: 29 August 2016 10:51
To: Licensing e-mail address
Subject: Woodside Park Pavilion Licensing application

Dear Sirs

We, Peter and Shelagh Richardson, write to object in the strongest manner possible to the above application by LSA Trading Ltd for the sale of alcohol at Woodside Park sports pavilion.

The location of the pavilion in the midst of the peaceful Woodside Park, adjacent to Woodside Gardens, is rightly just a sports pavilion which encourages young people, families and children to use the local facilities. It is in no way appropriate to provide alcohol over the proposed trading hours. This application would compromise the safety of all children and families relaxing in the park.

The sale of alcohol would undoubtedly increase the level of vandalism in the park and stretch the resources of our local police even further than at present. The Pavilion has been the target of vandalism in the past and the storage of alcohol and cigarettes would certainly exacerbate the existing problem.

To compound difficulties of policing the pavilion there is no lighting on the pathways which will aggravate problems of those who have over-imbibed leaving the pavilion and walking the considerable distance to the available car parking.

The sports pavilion should remain exactly that, a facility for sport and not be allowed to turn into an all day drinking facility in the middle of a peaceful, family orientated local amenity.

Please register our very strong objections to this application.

Yours faithfully

Peter and Shelagh Richardson
First Cottage, Viney Road, Lymington SO41 8FF

* Objection

Paul Weston

SANDERCOMBE

From: Gillian Sandercombe
Sent: 05 September 2016 15:44
To: Licensing e-mail address
Subject: LSA Trading Ltd.

I wish to register my objection to the full commercial trading licence as submitted by the LSA. I feel this is wholly inappropriate in the setting of Woodside Park, and both unnecessary and irrelevant given the number of public houses in the area. Woodside Park has been, and should remain, an area for the enjoyment by all sections of the community - by families, children, the elderly, walkers and those interested in sport. It is a special area. Let it remain so. To allow an application to go ahead which will provide a 12 hr a day, late night drinking club will not only inevitably attract crime and dis-order. It will create a public nuisance, the challenge of vandalism, and a 'no go' area for those seeking quiet enjoyment. There will be increased traffic and parking issues. The very nature of the park will be changed. This application should be refused.

Gillian Sandercombe
(Address supplied)

Address:
Gretel Cottage, Woodside Lane

* Objection

SUNFEST

Paul Weston

From: Andrew Sange
Sent: 18 August 2016 10:13
To: Licensing e-mail address; Development Control (Dev Control)
Subject: Objection to grant of premises licence at Woodside Park pavilion, Lymington

Dear NFDC licensing

We are emailing you to oppose a premises licensing application by LSA Trading Ltd to serve alcohol at Woodside Park sports pavilion (the address is given as SPORTS PAVILION, WOODSIDE GARDENS, ROOKES LANE, LYMINGTON, SO41 8FP).

We live in Forest Gate Gardens, a small, peaceful estate off Ridgeway Lane, which runs along the west side of Woodside Park. This application is extremely worrying to us, because if successful it would very adversely affect life on our estate and its calm, orderly surroundings. The area is currently very tranquil in the evening.

LSA's application is to sell alcohol at the Sports Pavilion from 11am to 11pm seven days a week, every day of the year. Closing time each night is proposed to be 11.20pm.

The refurbished pavilion building is certainly attractive, and looks to be an ideal facility for sporting events. No one objects to away teams being hosted at the pavilion before and after matches, perhaps even allowing alcohol under appropriate temporary licenses.

But serving alcohol to non-players and maybe even the general public all day and far into the evening every single day long after matches have finished and even on days when no matches take place is nothing to do with sport and so is contrary to the purpose of a sports pavilion.

The current application is dangerous and extremely misconceived, for the following reasons:

1. PUBLIC SAFETY

Although the address of Woodside sports pavilion is given as Rookes Lane, which is the main entrance to Woodside Park, the pavilion itself is not close to the entrance. The usual route to the pavilion is via the car park in Ridgeway Lane, this car park being both larger and closer to the pavilion than the one in Rookes Lane.

However, the problem with that is that the Ridgeway Lane car park is not safely positioned, being on a narrow bend. Entering and exiting is dangerous at night. This is not an issue at present, because the park is little used after dark. However, allowing the sports pavilion to stay open until almost midnight for the purpose of serving alcohol would be reckless.

Ridgeway Lane is a narrow unlit residential road with no footway. It is not ideal even for the existing traffic, some of which is patrons returning from the Chequers Inn pub after a few pints. To encourage further use of this lane after dark expressly for the purpose of drinking obviously poses an increased risk to residents, pedestrians and drivers.

2. RISK OF CRIME & DISORDER

The sports pavilion stands beyond playing fields within the grounds of a fenced public park. Access to the pavilion is along pathways or across open fields within the park. It is not possible to get into or out of the park except by using the car parks or gates.

After dark, lighting in this setting is minimal or in places non-existent. It is wise at all times to be vigilant and attentive when walking in the park at night.

The potential for crime or accident in the fields surrounding the pavilion after sunset is obvious, especially where drinking has been involved. In such a situation, where a rapid response may be necessary, access for police vehicles to this off-road environment is relatively difficult, especially after wet or icy weather, as it involves crossing the playing fields themselves.

3. PREVENTION OF PUBLIC NUISANCE

It is hard to see what peaceful purpose can be served by providing all-evening drinking inside a sports pavilion - especially when there is a properly constituted public house, the Chequers Inn, with well regulated premises and safe roadway access, just a few minutes away.

On the occasions from time to time when there are matches and events in the park during the day, it is clearly audible here in Forest Gate Gardens. If this application is granted, there could be noise every evening. It would not be the sound of an afternoon cricket or rugby match, but after-dark noise of a much more disagreeable kind.

In addition, these activities have nothing to do with the playing of sport, and would be in effect a change of use for the pavilion.

Indeed I was horrified to see that LSA have now already listed the pavilion as a "nightclub" on listings website 192 . com, here:

<http://www.192.com/atoz/business/lymington-so41/nightclubs-activities-of/lsa-trading-limited/0810caa9d245ca9555e22942b32241331a8cc468/comp/>

IN CONCLUSION

This application is thoroughly misconceived and inappropriate. A tranquil park at night is not a suitable, nor a safe venue for drinking. Nor are Rookes Lane and especially Ridgeway Lane suitable for any increase in late-night traffic. Nor is the quiet residential neighbourhood around Woodside Park a suitable location for a business that can be described as a nightclub.

Please reject this application.

Yours faithfully

Andrew Sanger and Geraldine Dunham
15 Forest Gate Gardens
Lymington SO41 8JG

--

Andrew Sanger

* Objection

Sim

Danewood
Ridgeway Lane
Lymington SO41 8AA
19 August 2016

Licencing Services
Governance and Regulation
New Forest District Council
Appletree Court
Beaulieu Road
Lyndhurst SO43 7PA

Pending Licence for Sport Pavilion, Woodside Gardens, Rooks Lane, Lymington

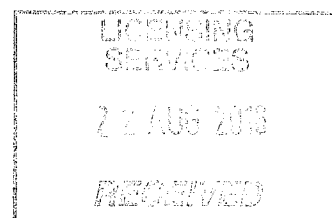
We note that a revised licence application has been made on behalf of Woodside Gardens Sports Pavilion for the provision of alcohol and recorded music.

There is a social aspect to sport and we have no objection to the Pavilion providing alcohol and music provided it does not compromise public and child safety and does not create a public nuisance. Our concerns are as follows:

- 1 - We believe that supplying alcohol from 1100 to 2300 hours seven days a week is excessive and not conducive to responsible drinking. Confining the sale of alcohol to lunchtimes and evenings would be more appropriate.
- 2 - In relation to 1 above, it must be remembered that children and teenagers under 18 use the park and engage in sport. To provide an alcohol-fuelled environment is not compatible with child safety and protection.
- 3 - Ridgeway Lane is narrow, poorly lit and without footpaths or pavement. Pedestrians are at risk from traffic accidents, especially after dark. This is a public safety issue that could be exacerbated by irresponsible drivers exceeding the alcohol limit.
- 4 - Excessive drinking can lead to disorder, littering and petty crime. Who will be responsible for monitoring and policing on going activities?
- 5 - Excessive loud music can be classified as a nuisance, especially late at night. What provisions will be made to contain the volume? It would be more appropriate to restrict the music to daytimes and weekend evenings only.

Is the aim to provide a sports pavilion or a social club?

Dr L and Mrs M Sim



* Objection

Paul Weston

SIMPSON

From: Peter Simpson
Sent: 03 September 2016 19:20
To: Licensing e-mail address
Subject: New Licence Application for the Pavilion, Woodside Park, Lymington- OBJECTION

Dear Sirs,

I have been passed the details surrounding the application on behalf of LSA Trading Ltd. for a full commercial trading licence as opposed to a club licence to be applied to the newly refurbished Woodside Pavilion.

I wish to register my objection to the full commercial trading licence as I feel it is inappropriate for a venue which is primarily for Sporting and Recreational Use, and is not a pub or night club.

I see no problem with an alcohol licence for entertaining bona fide club members and supervised guests during and immediately after actual adult sporting events which take place in daylight hours. I do, however, feel that in hours of darkness there could be a compromise to good law and order by attracting people who have no sporting interest or connections. There has already been vandalism on the new skate park and the area cannot be properly policed or supervised due to lack of lighting and the remote location.

The road (Ridgeway Lane) is dangerous for pedestrians in daylight and the almost certain increase in traffic in the evening and night time linked with alcohol consumption could well cause a serious accident.

I understand there is a facility to apply for special events outside the sporting fixture times and this may effectively limit the road danger with adequate notice of events being made known to members of the public using Ridgeway Lane so they may be prepared rather than perpetually being placed in danger by unfettered use of the Pavilion bar.

I understand the need to generate income to support the ongoing activities of the Pavilion but the safety and wellbeing of residents and other users of the local roads must take precedence.

Yours faithfully,

Peter Simpson
5 Juniper Close
Pennington, Lymington
SO41 8AZ

Paul Weston

* Objection

SMITH

From: Jim
Sent: 04 September 2016 21:34
To: Licensing e-mail address
Subject: Application by LSA for All-Day Commercial Bar at the Pavilion, Woodside Park

Dear Sirs,

This is to register our objection for the above licence on the grounds of unsuitability of a 12 hour daily licence for a public and sporting recreational park which is in daily use by children, dog walkers and other walkers of all ages, families and sports people. To risk public and property safety by introducing an all day/evening drinking facility would seem exceedingly unwise. It is annoying enough to have to pick up the odd drink can now and put it in the rubbish bin without exacerbating the situation and potentially having to avoid the excessive drinkers and clear up even more debris, not to mention the possible nighttime noise and traffic implications.

Even more concerning is the fact that the Sports Pavillion has apparently been listed as a Nightclub on 192.com

At present the park feels a very safe place, we would wish it to continue that way for all sections of the community.

Jim Smith and Penny Smith

17 Forest Gate Gardens

SO41 8JG

This email has been checked for viruses by Avast antivirus software.
<https://www.avast.com/antivirus>

* Objection

S KILNNER

Paul Weston

From: Licensing e-mail address
Subject: FW: Woodside Pavilion

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: Jay
Sent: 05 September 2016 19:56
To: Licensing e-mail address
Subject: Re: Woodside Pavilion

Dear Mr Weston

Many thanks for your email. Our address is as follows:

West Haven
Ridgeway Lane
Lymington
SO41 8AA

From: joh
Sent: 05 September 2016 15:28
To: Licensing e-mail address
Subject:

SPORTS PAVILION, WOODSIDE GARDENS, ROOKES LANE, LYMINGTON, SO41 8FP
To permit the sale of alcohol on the premises from 11:00hrs to 23:00hrs, Monday to Sunday.
Applicant / Proposed Licensee
LSA Trading Limited

Please accept this as our objection to the above licensing application.

Together with many other householders in the immediate area we objected to the planning application for a number of reasons including the fact that it was stated, at the time that the development of the premises would include a degree of use as licence premises. Together with many others we attended a meeting at the town hall one winters evening when all of the issues of concern were to be addressed. Attending to support the

application were a number of representatives from various sports clubs dressed in the club colours, tracksuits etc and including many young people, to emphasise why there was a need for greatly improved sporting facilities Lymington.

Dealing with our concerns as to the proposed presence of licensed premises in the middle of our park opposite, we were clearly told that our objections and concerns, on those grounds were totally misconceived. By way of explanation we were told that, for example, one of the clubs found it difficult and embarrassing to entertain visiting teams after a match and that they had to take them to the Chequers Inn, if they wanted to offer some post match hospitality. This would be totally different to any sort of standard licensed premises in the middle of the park. Those of us with those concerns were made to feel as if we had got hold of the wrong end of the stick entirely.

Initially I could not see how the sale and consumption of alcohol in that environment, was in any way consistent with the attaining of sporting excellence nor any sort of example to be set to the numerous young people who were at the meeting and whom we were told would benefit enormously from the development. However, the above explanation seemed to deal with those concerns.

Now it would appear that our concerns were well founded and it was intended all along that there would be an application for a full-time license for apparent commercial use. I have never seen the premises in use during a term time weekday although any proposed school use or young persons daytime use during school holidays, would obviously be irrelevant to an alcohol license application. At present the premises are used mainly at weekends. Cricket matches, for example, in the summer will finish about 8 pm and of course winter use means that daylight is restricted after about 4 or 5 pm in any event. Therefore if the intended purpose of alcohol provision is as we have been told, we can see no reason why they should not have applied for club premises certificates supplemented by temporary events notices, from time to time.

If alcohol becomes freely available any day of the week between 11 am and 11 pm then it is effectively a license to provide a pub in the middle of the park, and we consider this is unacceptable and clearly likely to lead to a degree of disorder and public nuisance, to the detriment of the general tranquillity of the area and in particular those of us fortunate enough to live near to the park. Crime may also be involved from time to time because it is a well known fact that isolated license clubhouses in parks are targets for both vandalism and burglary, if it is thought that the perhaps money and stored alcohol are on the premises.

The main car park is in Ridgeway Lane which displays no 30 mph limit notices. There are no pavements and the sole means of access along the lane at night is by using a handheld torch being ready at all times to step into a driveway to avoid oncoming traffic. This is likely to lead to greater danger if the premises are potentially in use at 11pm and will therefore lead to an increase risk to public safety.

John and Pat Skinner
Ridgeway Lane
S041 8AA

* Objection

Paul Weston

SOUTHWORTH

From: Paul Sam Southworth
Sent: 02 September 2016 23:10
To: Licensing e-mail address
Cc: Paul Sam Southworth
Subject: Objection to granting of commercial trading licence at Pavilion - Woodside Park, Lymington

To The Licencing Committee

My name is Paul Southworth and I am a resident of 98 Belmore Lane which has a boundary with Woodside Park. I am writing to contest the application of LSA Trading Limited ("LSA") for a full commercial trading licence which would allow the newly developed pavilion in the park to serve alcohol between 11.00am - 11.00pm throughout the year.

My principal contestation is that this form of licence seems excessive for the previously stated aims of LSA in operating within the new pavilion; which linked the desire to be able to serve alcohol to the sporting activities and fixtures that the pavilion would support - which I believe a different form of licence (a club licence) could facilitate equally as well.

Whilst I recognise LSA Trading Ltd's desire to have as flexible a licence as possible, I am concerned that the granting of such a flexible licence (11am - 11pm, 7 days a week, 365 days a year) gives way too much autonomy to LSA, a commercial organisation whose principal stated aim is to drive revenues, to misuse the powers that the licence allows to the detriment of park users and local residents.

As parents of young children we, plus many of our friends, frequently use the park. The main users of the park are the young and the elderly, the 2 most susceptible groups in our society. Permitting a licence to the facility that could be used to facilitate 12 hour a day drinking in the midst of such an environment is in complete contradiction to the aims of a park such as Woodside Park, with the inevitable elevated risk of drunkenness, social disorder and public nuisance. I believe this right extends to being able to play or perform music without additional requirements. I am not saying that this is what LSA intends to do - what worries me is that the licence that they are applying for gives them that right.

I do not want to sound like a NIMBY here - if the pavilion were granted a club licence to serve alcohol associated with events it was sporting I have absolutely no problem - and would happily have a beer if I was involved in them. The fact is if people want to go beyond that there are several pubs within but a few minutes walk that could cater for those wanting to carry on and this would move such activity away from the eyes and ears of our children. And if LSA want to stage events outside of normal fixtures then I understand that there is a mechanism to permit them to do so.

So my issue is one of proportionality. If LSA are true to all of the PR that they have set out on the internet then this is about sport, community and positive values. If so, then why does a club licence not satisfy those aims - whilst giving them the flexibility to apply beyond those boundaries on those occasions as and when required?

As a resident of what is a very special area in our community I would ask you to judge this as if this application was being made on your doorstep

Regards
Paul Southworth

98 Belmore Lane
Lymington
SO41 3NS

* Objection

SUMMERHAYES

BROCKLANDS COTTAGE,
RIDGEWAY LANE,
LIMINGTON HANTS SO41 9AA

Licence application for
the Pavilion Woodside Park.
LSA Trading Ltd.

31/08/2016

Dear Sir,

The granting of a full
Commercial Trading Licence for
12 hours a day, or 365 days
a year for the Pavilion Woodside
Park could open the way to
many problems. Therefore,
for a number of reasons I
object.

Some of these reasons are:

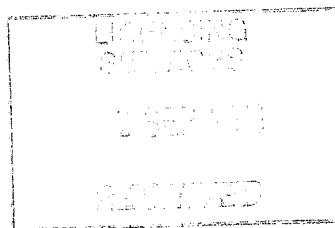
1. Possibility of public nuisance
to others in the vicinity
2. Possibility of crime (There
has previously been trouble
with vandalism there which is
a matter of concern already
expressed by the police.)

3. It has not been properly advertised.

This is a peaceful area used by all ages in many different ways and a minority should not be allowed to spoil it, but I would not object to a Club Licence being granted, with hours limited to match fixtures and for members or guests only.

Yours faithfully

(Mrs F. Summerhayes)



* Objection

SURMAN

Paul Weston

From: Valerie Surman
Sent: 22 August 2016 21:11
To: Licensing e-mail address
Subject: Objection - Sports Pavilion Woodside Gardens

> Sirs,

>

> We are writing to strongly object to the pending licence application for the Sports Pavilion at Woodside Gardens.

>

> As residents in the immediate vicinity, we feel strongly that the proposed serving of alcohol over extensive hours will spoil the quiet enjoyment of our property.

>

> The proposed hours for supply of alcohol will encourage excessive drinking - from morning to night 7 days a week. The close proximity to the recently refurbished skate park and the children's play area is far from ideal as a drinking and entertainment venue. This is a sports facility and should remain so. Such trading will encourage use of the building for parties and events. Who will police the noise levels and alcohol related unsociable behaviour?

>

> This is a peaceful park when games are not being played and local residents and users of the park should be allowed to enjoy these quiet times. Furthermore the road infrastructure will not support any increase in flow of traffic. The car park is off a single track country lane where it is difficult for cars to pass. The lane is frequented by walkers and cyclists and we have witnessed many near misses.

>

> Please give serious consideration to these factors before allowing such a significant change of use for what is a basic sports facility and not a specifically designed entertainment venue.

>

> Barry and Valerie Surman

> 1 Forest Gate Gardens *SOU 8JG*

* Objection

K. TATLOW

Paul Weston

From: Licensing e-mail address
Subject: FW: Woodside pavilion

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk

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

From: Will & Kerry TATLOW
Sent: 05 September 2016 17:07
To: Licensing e-mail address
Subject: RE: Woodside pavilion

Kerry Tatlow
10, Grange Close
Everton,
Hants
SO410TY

> -----Original Message-----

> From: Will & Kerry TATLOW
> Sent: 05 September 2016 08:07
> To: Licensing e-mail address
> Subject: Woodside pavilion

>

> I write to object to the licensing application for the pavilion at
> Woodside Park.

>

> As I understand it, Woodside Park was left to the people of Lymington
> as an area for all to enjoy. It has been an area of leisure and
> relaxation, enjoyed by many. A serene place to play tennis, walk dogs
> and for children to play and explore in a safe environment. Sport is
> an excellent use of the venue and the and skateboard park meets the
> needs of teenagers in small a town who need a focus.

> I have great concerns regarding the licensing of the pavilion for the
> following reasons.

>

> A sporting venue does not need to be listed as a nightclub.
> Sports in Lymington should not be encouraging alcohol consumption.
> I have visited many rugby clubs, witnessed their after match drinking
> activities and this is not suitable to the welfare of other park users
> at Woodside.
> The noise and behaviour around a drinking venue will violate the
> enjoyment other users of an otherwise quiet and serene area of beauty.

From: Will & Kerry TATLOW
Sent: 05 September 2016 17:09
To: Licensing e-mail address
Subject: Fwd: Woodside pavilion

> ----- Original Message -----

> From: Will & Kerry TATLOW <will.kerry.tatlow@nfdc.gov.uk>
> To: licensing <licensing@nfdc.gov.uk>
> Date: 05 September 2016 at 08:07
> Subject: Woodside pavilion

> I write to object to the licensing application for the pavilion at
> Woodside Park.

> As I understand it, Woodside Park was left to the people of Lymington
> as an area for all to enjoy. It has been an area of leisure and
> relaxation, enjoyed by many. A serene place to play tennis, walk dogs
> and for children to play and explore in a safe environment. Sport is
> an excellent use of the venue and the and skateboard park meets the
> needs of teenagers in small a town who need a focus.

> I have great concerns regarding the licensing of the pavilion for the
> following reasons.

> A sporting venue does not need to be listed as a nightclub.
> Sports in Lymington should not be encouraging alcohol consumption.
> I have visited many rugby clubs, witnessed their after match drinking
> activities and this is not suitable to the welfare of other park users
> at Woodside.
> The noise and behaviour around a drinking venue will violate the
> enjoyment other users of an otherwise quiet and serene area of beauty.
> Noise pollution.
> Inappropriate behaviour in an otherwise serene area.
> I do not believe the people who gifted this park to the people of
> Lymington ever envisioned this becoming an area of alcohol consumption
> and the activities that come with this.

> Will Tatlow
> 10, Grange close
> Everton
> Hants
> SO410TY

* Objection

THOMPSON

Sarah Wilson

From: Peter Thompson
Sent: 04 September 2016 16:02
To:
Cc:
Subject: Pending Licensing Application for Sports Pavilion, Woodside Gardens

Dear Sirs,

We write to express our concerns about the published application for the Sale of Alcohol at the recently refurbished Sports Pavilion in Woodside Gardens.

Our objections are to the extensive opening hours requested by the applicant and their ability to maintain a secure environment for such long hours.

The Sports Pavilion is provided for the use of sports teams, as a changing facility before and after sports events taking place on the grounds of Woodside Gardens.
As such the consumption of Alcohol will be a welcome addition after events, but not before or during such events.

We suggest that the application should be approved for Opening Hours from 15:00 to 23:00 hours only.

We believe that the Council should consider the applicants ability to control the security of the site and customers over extended hours:

Vehicle and Pedestrian safety _ to prevent cars leaving the parking area and driving across the field.

Risk of theft from the premises when open but not busy. Lone working regulations applied?

CCTV surveillance provided, and managed, to monitor/prevent crime

Staff provision for litter collecting in Woodside Gardens and surrounding roads?

Prevention of public nuisance by adequate staffing throughout opening hours?

Management of noise nuisance by responsible staff?

We fear that the Trading Company set up to manage this facility will seek to generate an income by activities outside that of operating a sports pavilion. This will be to the detriment of users of the grass fields and adjoining narrow lanes. A club type bar providing refreshment to its sporting membership over a much shorter opening week could achieve financial viability without the inherent risks to the local community mentioned above.

We recommend the Council to approve the application with restricted hours in order to provide a manageable business for Sports Pavilion users.

As local residents we hope to be included in sports activities and refreshment in a Club Bar.

Peter and Pat Thompson
Moonbeams
Ridgeway Lane
SO41 8AA

Paul Weston

* Objection

G VERDON

From: Giles Verdon
Sent: 03 September 2016 09:41
To: Licensing e-mail address
Subject: Pavilion at woodside Park

Dear sir

I would like to object to the proposed change to the licensing regulation at the above address. My concerns are:-

Woodside Park is currently used by local residents throughout the day and i am concerned that those who walk thier dogs late at night will be at increased risk of crime if this license was granted.

Increase traffic on poorly or unlight roads in what is comparatively a more rural part of lymington will lead to more risk of accident.

The land around Woodside Pavilion is flat and sound carries easily. Previous events run at the Pavilion have caused an audible nuisance to residents on Ridgeway Lane and Rookes.

I'm also concerned that children who currently used the skateboard park throughout the day will be exposed to increase risk of harm if a licensed premises that is only a few hundred yards away i granted a license to be open most of time.

Regards Giles

Giles verdon
Elmleigh, Burnt house Lane, pilley so415qn

Sent from Samsung tablet.

* Objection

Paul Weston

L. VERDON

From: Lise Verd
Sent: 04 September 2016 09:35
To: Licensing e-mail address
Subject: Woodside Park

Dear Sir/Madam,

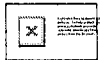
I am objecting to the proposed licensing at Woodside Park for the following reasons -

- * I am worried that my 79 mother, who lives in Ridgeway Lane and walks her dog late at night, will be at increased risk.
- * I am concerned that from experience of previous events, it will result in increased noise pollution in an area which has always been quiet.
- * The increase of traffic on a quiet rural road which is far from adequate.

Yours faithfully,

Lise Verdon

Elmleigh,
Burnt House Lane,
Pilley,
Nr Lymington.
SO41 5QN



Virus-free. www.avast.com

* Objection

VINCENT

Sarah Wilson

From: Sharon Dowrick
Sent: 11 August 2016 12:32
To: Licensing e-mail address
Subject: FW: Woodside Sports Pavilion

One for you
Thanks
Sharon

Customer Services Officer
Housing & Customer Services
New Forest District Council
Tel: **023 8028 5000** (option 4)
Email: customer.services@nfdc.gov.uk
newforest.gov.uk



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From
Sent: 11/August/2016 11:43 (BST)
To: contact@nfdc.gov.uk
Subject: Woodside Sports Pavilion

Dear Sirs,

With regard to this second application for a license for Woodside Sports Pavilion, I still strongly object to the length of the opening hours for this licence. While alcohol would be served from 11am!! to have drinking from 11am till 23.00 hours 7 days a week 365 days a year is ridiculous, and irresponsible on your behalf, plus, I think, being totally unfair on the residents who live nearby, and would no doubt have to put up with all the rowdy drinkers coming and going all through the day and late into the evening.

When the first application for the renovation of the pavilion was sought, we were led to believe that the license application would only be for the 'occasional function' i.e: cricket / football / etc, but now thats gone through, and the pavilion is finished, here we are with an exceptionally extended application for the licensing hours!! NO surprise there!!

While I am not opposed to anyone having the occasional drink, if people want to drink 'all day', then let them go to a *proper* Public House.

Regards.
Mrs Vincent
2 Forest Gate Gardens
Lymington
Hants

* Objection

WALTON

2nd September 2016

Licensing Services

NFD Council

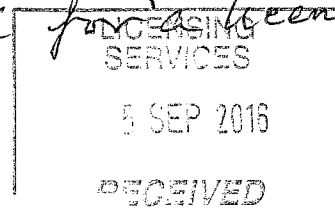
Apple Tree Court Lyndhurst SO43 7PA

Application by L SA Trading Ltd. for a
Full Commercial Trading License at
Woodside Park Lyndhurst.

I would like to register my opposition to this application. It goes way beyond residents living beside and around the Park were led to believe when permission was given for the upgrading and refurbishment of the Pavilion.

This is a residential area and is quiet and peaceful at night. I live opposite the Rookes Lane carpark and do not want to have happy partygoers and sports teams collecting their cars under my windows late at night. With three hostels already in easy distance of the Pavilion one questions the need for a license at all.

Yours



23 Rookes Lane
Lyndhurst

SO44 8FP

* Objection

Paul Weston

WALTERS

From: Virginia Walters F
Sent: 02 September 2010 10:34
To: Licensing e-mail address
Subject: OBJECTION TO WOODSIDE PARK PAVILION LICENSING APPLICATION

LSA LTD LICENSING APPLICATION - WOODSIDE PARK PAVILION.

To Whom It May Concern

NO, NO NO....

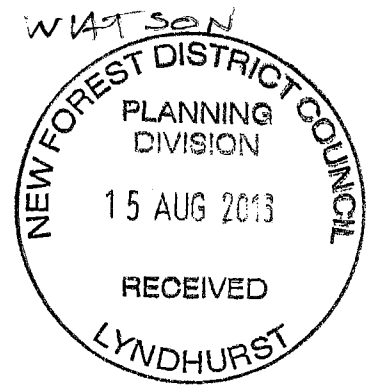
- 1). Vandalism... Already a great cause for concern to police & public. Note the brand new skate park has been vandalised within two weeks of opening. A 'pub in the Park' will only encourage this anti social behaviour.
- 2) Public Safety.....access lanes to the Park are already fairly dangerous being so narrow, with no pavements & deep water filled ditches. The extra traffic would exacerbate this. Parking is already limited.
- 3) Public Nuisancea year round 12hr a day drinking club set in an area devoted to sport & peaceful recreation is not acceptable. This park land was gifted to the people of Lymington for their peaceful enjoyment. LSA TRADING Ltd should be granted no more than a "post sporting event hospitality " licence.
- 4) Preventing children from harm.....many many children love the park. It is safe, there are facilities for them and their parents - the skatepark & playground are well used so a commercial drinking club open all hours would be totally unsuitable.

Please, please, refuse this application.

Virginia & Richard Walters
Dormers
Ridgeway Lane
Lymington SO41 8AA

* Objection

19 Forest Gate Gardens,
Lymington, Hants
SO41 8JG



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

12th August 2016

Dear Mr Weston
Re: Licensing Application - Sports Pavilion, Woodside Gardens

Having already written to you with regard to the previous application which was "withdrawn for technical reasons", I reiterate my concerns below.

1. I find it difficult to understand how anyone can expect to get a licence for such extensive opening hours, particularly in these days when the government is trying to reduce alcohol consumption.
2. Any licence of this sort is bound to have a considerable impact on the immediate area as regards traffic, noise and increased litter, for which I hope the council would have sufficient resources to monitor the situation.
3. There are I believe, only 90 parking spaces available, and therefore there would be an unavoidable effect of considerably increased traffic looking for spaces and parking inconsiderately. Ridgeway Lane is a narrow, unlit lane as are most of the surrounding roads and it can hardly be welcome to the authorities or local residents to have to deal with this problem.
4. Adding to the above comments, this whole exercise is certain to cause an increase in litter and would involve reorganization of your refuse collections.
5. I am concerned that the application for such extensive hours is in the hope that a reduced licence will be issued instead but I have to register my opposition to any licence being issued especially in an area where youngsters congregate.

I look forward to hearing that the above comments will be registered when this application is considered.

Yours faithfully,

P. A. Watson

Paul Weston

* Objection

WEST

From:
Sent: 01 September 2016 20:22
To: Licensing e-mail address
Subject: Objections to licence at WOODSIDE PARK

It has been brought to my attention that an all -day commercial bar licence has been applied for.

I STRONGLY OBJECT TO THIS.

Why haven't we seen any notifications of this licence, as should have been displayed by law?

I live in Rookes Lane and the car park is opposite our property, the noise at night travels quite a distance and at the moment we hear the teenagers enjoying themselves in the evenings very loudly. What would it be like with a fully liquor licensed bar too?

This licence would make all day drinking available.

This park is a family area, young families and dog walkers of all ages use it.
This application will create an environment unsuitable and unsafe for many of the above people who use the park at this present time.

Liz West
21 Rookes Lane, Lymington. SO41 8FP

Sent from my iPad

* Objection

WILSON

Paul Weston

From: Roger Wilson
Sent: 24 August 2016 13:43
To: Licensing e-mail address
Subject: Re: Premises Licence Application by LSA Trading re Sports Pavilion, Woodside Park

Dear Mr Weston,

My address is:
Oak Cottage
Woodside Lane
Lymington
SO41 8FL

Yours sincerely

Roger Wilson

Continued...

> On 24 Aug 2016, at 13:39, Licensing e-mail address <Licensing@NFDC.gov.uk> wrote:

>

> Dear Mr Wilson

>

> To validate your representation please can you supply your home address details.

>

> Many thanks

>

> Paul Weston

> Licensing Services

> Governance & Regulation

> New Forest District Council

> Tel: 023 8028 5505

> Email: licensing@nfdc.gov.uk

> newforest.gov.uk

>

>

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>

>

> -----Original Message-----

> From: Roger Wilson

> Sent: 24 August 2016 13:01

> To: Licensing e-mail address

> Subject: Premises Licence Application by LSA Trading re Sports

> Pavilion, Woodside Park

>

> Dear Sir or Madam,

>

> This application should be refused and the applicant advised to apply for a Club Premises Certificate on the following grounds:

>

> 1. Permission for the extension was given under NFDC Sites and Development Management DPD Policy DM8 which allows small scale development to enhance recreational use and para 9.2 of the planning, design and access statement states that the main nature of the pavilion is for the use of sports clubs as it is

presently³. This application is for a license to sell alcohol to the general public which is a change of use of the buildings under planning rules. The applicant should apply for a Club Premises Certificate which would allow the applicant to serve alcohol to the members of the Clubs using the facilities and their guests, which would achieve most of their stated aims. If they wish to serve alcohol to the general public at a fundraising event they should add the request to the Temporary Event Notice they will be applying for anyway as they will need one for the entertainment.

>
> 2. Safeguarding children and vulnerable adults in sport Best Practice Guidelines issued by most sports and NSPCC state that the safeguarding risks can be dramatically reduced by restricting the access to sports clubhouses and changing facilities to Club members and their guests and the general public should not have access to the areas used by unaccompanied children and vulnerable adults, especially changing rooms if at all possible. The Council has invested a lot of money in improving these facilities so that they will be approved by many sports governing bodies for use by junior and youth teams for training and matches. Granting a license to allow general public use of the facilities seriously jeopardises the likelihood of the Sports Pavilion being approved for use by Junior and Youth Teams.

>
> 3. Prevention of Crime and Disorder.

> Licensing premises for general public use for all day drinking in a quiet secluded area where there are few bystanders, surrounded by playing fields, children's playing areas, skate parks and tennis courts with women and children in sports clothing is likely to lead to crime and disorder and is a valid reason to refuse permission.

>
> 4. Public Safety

> Licensing premises for general public use for all day drinking in a quiet secluded area where there are few bystanders surrounded by playing fields, children's play areas, skate parks and tennis courts with women and children in sports clothing is unsafe and is a valid reason to refuse permission.

>
> 5. Prevention of Public Nuisance

> Licensing premises for general public use for all day drinking in a quiet secluded area 200m from an SSSI and National Park where there are few bystanders surrounded by playing fields, children's play areas, skate parks and tennis courts with women and children in sports clothing is bound to lead to people who have been drinking alcohol causing a public nuisance to other people and wildlife using the park for what it is intended for both by noise disturbance or by physical disturbance.

>
> 6. The Protection of Children from Harm The Council has an overriding

> responsibility to protect children from harm. It has invested a lot of money in the facilities in Woodside Park to increase the number of children using the park, taking part in sport and using the Pavilion. To allow the general public to use the facilities for drinking alcohol is against Best Practice. It significantly increases the ability of members of the general public to groom children for abuse as well as putting inebriated adults in the presence of large numbers of women and children which is bound to result in harm to the children.

>
> Yours faithfully,

>
> Roger Wilson

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> *****

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> it is the property of New Forest District Council.
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* Objection

WINGROVE

Paul Weston

From: Licensing e-mail address
Subject: FW: commercial trading license for the sports pavilion, woodside Gardens

Paul Weston
Licensing Services
Governance & Regulation
New Forest District Council
Tel: 023 8028 5505
Email: licensing@nfdc.gov.uk
newforest.gov.uk



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From: crosby []
Sent: 05 September 2016 10:03
To: Licensing e-mail address
Subject: RE: commercial trading license for the sports pavilion, woodside Gardens

Dear Paul,
Home address is Rosedene Cottage, Woodside Lane, SO41 8FJ,
Many thanks
Zoe Wingrove.

From: crosby []
Sent: 02 September 2016 22:07
To: Licensing e-mail address
Subject: re: commercial trading license for the sports pavilion, woodside Gardens

Dear Sir,

I understand that LSA trading Ltd have applied for a full commercial trading license for the sports pavilion in Woodside Gardens.

I recognise that extending the current use of the pavilion will improve income for the Lymington Sports Association and in turn (hopefully) will then be reinvested in sports facilities.

I do have some concerns, however about the changes.

There are a number of different exits from the park for those using the pavilion, none of them very well lit.

Since the park is in relatively easy walking distance of the town, I am guessing that the number of pedestrians using the exits, at night, having consumed alcohol, will increase.

I have concerns for them as a number of roads in this area do not have pavements and those who have been drinking will be particularly vulnerable, especially if there is also an increase in the number of cars using the narrow lanes at night.

It is also a concern that, should there be any increase in antisocial behaviour, the park will be difficult a challenge to police with any effectiveness.

As a frequent user of the park, I come across abandoned bottles and cans and broken glass in the bushes and trees where my small children like to climb and play. I suspect there would be an increase in this should the licensing change and I'm not sure that those providing the venue would realistically be able to ensure that the park was safe for public use the following morning. The resources needed to scouring the entire place for detritus are unrealistic and putting up a few notices might fulfil a requirement but seem unlikely to have much practical impact.

We live locally and have noticed recently the increase in noise, particularly at weekends. It is annoying and does bother us but I recognise that change happens. My main concern however, is that there would be more serious negative changes as a result of the current application with a shift in the focus of the park from a safer, family orientated environment to the difficult to police surrounds of an isolated nightclub.

With many thanks for your consideration.

Zoe Wingrove

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HOME OFFICE

AMENDED GUIDANCE ISSUED UNDER SECTION 182 OF THE LICENSING ACT 2003

MARCH 2015

THE LICENSING OBJECTIVES

Crime & Disorder

- 2.1 Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).
- 2.2 In the exercise of their functions, licensing authorities should seek to co-operate with the Security Industry Authority (“SIA”) as far as possible and consider adding relevant conditions to licences where appropriate. The SIA also plays an important role in preventing crime and disorder by ensuring that door supervisors are properly licensed and, in partnership with police and other agencies, that security companies are not being used as fronts for serious and organised criminal activity. This may include making specific enquiries or visiting premises through intelligence led operations in conjunction with the police, local authorities and other partner agencies. Similarly, the provision of requirements for door supervision may be appropriate to ensure that people who are drunk, drug dealers or people carrying firearms do not enter the premises and ensuring that the police are kept informed.
- 2.3 Conditions should be targeted on deterrence and preventing crime and disorder. For example, where there is good reason to suppose that disorder may take place, the presence of closed-circuit television (CCTV) cameras both inside and immediately outside the premises can actively deter disorder, nuisance, anti-social behaviour and crime generally. Some licence holders may wish to have cameras on their premises for the prevention of crime directed against the business itself, its staff, or its customers. But any condition may require a broader approach, and it may be appropriate to ensure that the precise location of cameras is set out on plans to ensure that certain areas are properly covered and there is no subsequent dispute over the terms of the condition.
- 2.4 The inclusion of radio links and ring-round phone systems should be considered an appropriate condition for public houses, bars and nightclubs operating in city and town centre leisure areas with a high density of licensed premises. These systems allow managers of licensed premises to communicate instantly with the police and facilitate a rapid response to any disorder which may be endangering the customers and staff on the premises.
- 2.5 Conditions relating to the management competency of designated premises supervisors should not normally be attached to premises licences. It will normally be the responsibility of the premises licence holder as an employer, and not the licensing authority, to ensure that the managers appointed at the premises are competent and appropriately trained. The designated premises supervisor is the key person who will usually be responsible for the day to day management of the premises by the premises licence holder, including the prevention of disorder. A condition of this kind may only be justified as appropriate in rare circumstances where it can be demonstrated that, in the circumstances associated with particular premises, poor management competency could give rise to issues of crime and disorder and public safety.

Public safety

- 2.6 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.
- 2.7 A number of matters should be considered in relation to public safety. These may include:
- Fire safety;
 - Ensuring appropriate access for emergency services such as ambulances;
 - Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);
 - Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
 - Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
 - Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
 - Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.11-2.12, and Chapter 10; and
 - Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).
- 2.8 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.33- 8.41), applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

Ensuring safe departure of those using the premises

- 2.9 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:
- Providing information on the premises of local taxi companies who can provide safe transportation home; and
 - Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.

Maintenance and repair

- 2.10 Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of

certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

Safe capacities

- 2.11 “Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.
- 2.12 The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act¹, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of those premises should be.
- 2.13 Public safety may include the safety of performers appearing at any premises, but does not extend to the prevention of injury from participation in a boxing or wrestling entertainment.

Public Nuisance

- 2.14 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

- 2.15 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.16 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 15). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.17 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.
- 2.18 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.19 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.20 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Protection of Children from Harm

- 2.21 The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.
- 2.22 The Government believes that it is completely unacceptable to sell alcohol to children. Conditions relating to the access of children where alcohol is sold and which are appropriate to protect them from harm should be carefully considered. Moreover, conditions restricting the access of children to premises should be strongly considered in circumstances where:
- adult entertainment is provided;
 - a member or members of the current management have been convicted for serving alcohol to minors or with a reputation for allowing underage drinking (other than in the context of the exemption in the 2003 Act relating to 16 and 17 year olds consuming beer, wine and cider when accompanied by an adult during a table meal);
 - it is known that unaccompanied children have been allowed access;
 - there is a known association with drug taking or dealing; or
 - in some cases, the premises are used exclusively or primarily for the sale of alcohol for consumption on the premises.
- 2.23 It is also possible that activities, such as adult entertainment, may take place at certain times on premises but not at other times. For example, premises may operate as a café bar during the day providing meals for families but also provide entertainment with a sexual content after 8.00pm. It is not possible to give an exhaustive list of what amounts to entertainment or services of an adult or sexual nature. Applicants, responsible authorities and licensing authorities will need to consider this point carefully. This would broadly include topless bar staff, striptease, lap-, table- or pole-dancing, performances involving feigned violence or horrific incidents, feigned or actual sexual acts or fetishism, or entertainment involving strong and offensive language.
- 2.24 Applicants must be clear in their operating schedules about the activities and times at which the events would take place to help determine when it is not appropriate for children to enter the premises. Consideration should also be given to the proximity of premises to schools and youth clubs so that applicants take appropriate steps to ensure that advertising relating to their premises, or relating to events at their premises, is not displayed at a time when children are likely to be near the premises.
- 2.25 Licensing authorities and responsible authorities should expect applicants, when preparing an operating schedule or club operating schedule, to set out the steps to be taken to protect children from harm when on the premises.
- 2.26 Conditions, where they are appropriate, should reflect the licensable activities taking place on the premises. In addition to the mandatory condition regarding age verification, other conditions relating to the protection of children from harm can include:

- restrictions on the hours when children may be present;
 - restrictions or exclusions on the presence of children under certain ages when particular specified activities are taking place;
 - restrictions on the parts of the premises to which children may have access;
 - age restrictions (below 18);
 - restrictions or exclusions when certain activities are taking place;
 - requirements for an accompanying adult (including for example, a combination of requirements which provide that children under a particular age must be accompanied by an adult); and
 - full exclusion of people under 18 from the premises when any licensable activities are taking place.
- 2.27 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.
- 2.28 Licensing authorities should give considerable weight to representations about child protection matters. In addition to the responsible authority whose functions relate directly to child protection, the Director of Public Health may also have access to relevant evidence to inform such representations. These representations may include, amongst other things, the use of health data about the harms that alcohol can cause to underage drinkers. Where a responsible authority, or other person, presents evidence to the licensing authority linking specific premises with harms to children (such as ambulance data or emergency department attendances by persons under 18 years old with alcohol-related illnesses or injuries) this evidence should be considered, and the licensing authority should also consider what action is appropriate to ensure this licensing objective is effectively enforced. In relation to applications for the grant of a licence in areas where evidence is presented on high levels of alcohol-related harms in persons aged under 18, it is recommended that the licensing authority considers what conditions may be appropriate to ensure that this objective is promoted effectively.
- 2.29 The 2003 Act provides that, where a premises licence or club premises certificate authorises the exhibition of a film, it must include a condition requiring the admission of children to films to be restricted in accordance with recommendations given either by a body designated under section 4 of the Video Recordings Act 1984 specified in the licence (the British Board of Film Classification is currently the only body which has been so designated) or by the licensing authority itself. Further details are given in Chapter 10.
- 2.30 Theatres may present a range of diverse activities and entertainment including, for example, variety shows incorporating adult entertainment. It is appropriate in these cases for a licensing authority to consider restricting the admission of children in such circumstances. Entertainments may also be presented at theatres specifically for children. It will be appropriate to consider whether a condition should be attached to a premises licence or club premises certificate which requires the presence of a sufficient number of adult staff on the premises to ensure the wellbeing of the children during any emergency.

HOME OFFICE

AMENDED GUIDANCE ISSUED UNDER SECTION 182 OF THE LICENSING ACT 2003

MARCH 2015

Determining actions that are appropriate for the promotion of the licensing objectives

- 9.41 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.
- 9.42 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.
- 9.43 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. While 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.

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