

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

**APPLICATION FOR A GRANT OF A PREMISES LICENCE – THE
WASH HOUSE, 27 HIGH STREET, MILFORD ON SEA**

Date and Time: THURSDAY, 27 APRIL 2017, 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

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1. **APPLICATION FOR A GRANT OF A PREMISES LICENCE - THE WASH HOUSE,
27 HIGH STREET, MILFORD ON SEA (Pages 1 - 44)**

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 S J Clarke
Cllr A T Glass
Cllr L E Harris
Cllr N Tungate (Substitute)

Parties to the Hearing:
Mr Broomfield - Applicant
Miss Atkinson - Objector
Ms Forester - Objector

Copies for Information:
Cllrs Mrs Beeton and Kendal - Local Members
Milford on Sea Parish Council
Licensing - P Weston
Legal Services – Mrs K Green/Miss G O'Rourke/Mrs R Rutins

The Council will only accept additional documentary evidence that has been submitted at least three working days prior to the hearing. After this time additional evidence will only be considered by the Sub-Committee at the hearing if consent is given by all parties present at the hearing.

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LICENSING SUB COMMITTEE - 27 APRIL 2017

APPLICATION FOR A GRANT OF A PREMISES LICENCE - THE WASH HOUSE, 27 HIGH STREET, MILFORD-ON-SEA, LYMINGTON

1. INTRODUCTION

- 1.1 The purpose of this hearing is to determine an application under section 17 of the Licensing Act 2003 for a premises licence in respect of The Wash House, 27 High Street, Milford on Sea, Lyminster.

2. THE APPLICATION

- 2.1 The application seeks the grant of a premises licence to include:

Sale of alcohol:

09:00 to 23:00 hours Monday – Thursday and Sunday
09:00 to 23:30 hours Friday and Saturday

- # 2.2 The application is attached as **Appendix 1**

3. BACKGROUND INFORMATION

- 3.1 The premises has never held a licence.
- 3.2 The application process requires a public notice (on pale blue paper) to be posted on the premises for a period of 28 consecutive days, starting on the day after the authority receives the application. A notice must also be published in a local newspaper within 10 working days of the start of the consultation period. During the consultation period representation may be made to the Licensing Service.
- 3.3 On 6 March 2017 the notice at the premises was checked by the Licensing Enforcement Officer. It was found to be correctly displayed on site and contained the statutory information regarding the consultation period and the colour was pale blue. The last day for representations was shown as 29 March 2017.
- 3.4 The notice was published in the Lyminster Times on 10 March 2017.

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:
- 1) The prevention of Crime and Disorder;
 - 2) Public safety;
 - 3) The prevention of public nuisance;
 - 4) 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 2**.

- 4.3 In determining the application the Licensing Sub-Committee must give appropriate weight to:

- 1) The steps that are appropriate to promote the licensing objectives;
- 2) The relevant representations presented by all the parties;
- 3) The Home Office guidance;
- 4) 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 3**.

5. AGREED CHANGES TO THE APPLICATION

5.1 During the consultation period additional conditions were agreed between Hampshire Police and the Applicant. These are attached as **Appendix 4**.

6. REPRESENTATIONS RECEIVED

6.1 No representations have been received from any other Responsible Authority.

6.2 Two representations objecting to the application have been received from 'other persons'.

6.3 These representations are attached as **Appendix 5**

7. LEGAL IMPLICATIONS

7.1 This hearing is governed by the Licensing Act 2003 (Hearings) Regulations. These provide that hearings should be held in public unless the Licensing Authority considers that it is in the public interest to hold the hearing in private session.

7.2 The Applicant and other persons who have made representations have been informed of the date, time and location of the hearing and their right to attend and be represented.

7.3 The Applicant and those who have made relevant representations are entitled to address the Sub-Committee and to ask questions of the other party, with the consent of the Sub-Committee.

8. RIGHT OF APPEAL

8.1 The Applicant and those who have made relevant representations may appeal the decision made by the Licensing Sub Committee to the Magistrates Court. The appeal must be lodged with the Magistrates Court within 21 days of the notification of the decision.

8.2 In the event of an appeal being lodged, the decision made by the Licensing Sub Committee remains valid until any appeal is heard, and any decision made by the Magistrates Court.

8.3 A Responsible Authority or any person may apply to the Licensing Authority for a Review of a Premises Licence. Whether or not a Review Hearing takes place is in the discretion of the Licensing Authority, but, if requested by a person other than a Responsible Authority, will not normally be granted within the first 12 months except for the most compelling circumstances.

9. CONCLUSION

9.1 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:

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

10. RECOMMENDATION

10.1 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:

None

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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 DUNCAN BOOMFIELD
(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			
27 HIGH STREET MILFORD ON SEA LYMINGTON HAMPSHIRE			
Post town	LYMINGTON	Postcode	SO41 0DF
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£ 7100	

Part 2 - Applicant Details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

£190.00

The Wash House

- 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname BROOMFIELD		First names DUNCAN JAMES			
I am 18 years old or over			<input checked="" type="checkbox"/> Please tick yes		
Current postal address if different from premises address		5 NEA COURT 130 LYMINGTON ROAD HIGHCLIFFE, CHRISTCHURCH			
Post town	CHRISTCHURCH	Postcode	BU23 4JZ		
Daytime contact telephone number		07889 812076			
E-mail address (optional)		duncanbroomfield@gmail.com			

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
03	01	2017

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)

FORMER LAUNDRETTE WHICH HAS BEEN VACANT APPROXIMATING TWO YEARS. LOCATED IN A PARADE OF SHOPS OPPOSITE THE RED LION PUBLIC HOUSE. MALE & FEMALE W.C.'S PROVIDED. FLAT ABOVE. GROUND FLOOR USED FOR ALCOHOL CONSUMPTION OFF SALES CONSUMED OFFSITE RECOMMENDED FOR CONSUMPTION IN PATRONS HOMES

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

N/A

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

Provision of 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 <u>indoors or outdoors or both</u> – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon			Both	<input type="checkbox"/>	<u>Please give further details here</u> (please read guidance note 3)
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					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<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)		
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (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 (please read guidance note 2)</u>	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u> <u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u> <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 (please read guidance note 5)</u>	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music 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	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12.00	22.30	Please give further details here (please read guidance note 3) BACK GROUND MUSIC AT A LOW LEVEL JUST TO TAKE THE EDGE OFF THE SILENCE & TO ENCOURAGE CONVERSATION	Both	<input type="checkbox"/>
Tue	12.00	22.30		State any seasonal variations for the playing of recorded music (please read guidance note 4)	
Wed	12.00	22.30	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 (please read guidance note 5)		
Thur	12.00	22.30			
Fri	12.00	22.30			
Sat	12.00	22.30			
Sun	12.00	22.30			

W/D see email
11/3/17

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input 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 the performance of dance</u> (please read guidance note 4)		
Thur					
Fri					
Sat			<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)		
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			
Tue			<u>Please give further details here (please read guidance note 3)</u>
Wed			
Thur			<u>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</u>
Fri			
Sat			<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 (please read guidance note 5)</u>
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 type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	0900 1130	2300	State any seasonal variations for the supply of alcohol (please read guidance note 4)	Both	<input checked="" type="checkbox"/>
Tue	0900	2300		N/A	
Wed	0900	2300			
Thur	0900	2300		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	0900	2330			N/A
Sat	0900	2330			
Sun	0900	2300			

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

Name	DONCANN JAMES BROOMFIELD
Address	5 NETA COURT 130 LYMINGTON ROAD HIGHCLIFFE, CHRISTCHURCH DORSET
Postcode	BH23 4JZ
Personal licence number (if known)	PA1139
Issuing licensing authority (if known)	CHRISTCHURCH BOROUGH COUNCIL

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).

ALL CHILDREN SUPERVISED BY A RESPONSIBLE ADULT

NO UNDER 18s WITHOUT TRAINED STAFF PERMISSION

CHALLENGE 25 POLICY

NO CHILDREN AFTER PERMITTED AFTER 2000HRS

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	N/A
Mon	0800	2300	
Tue	0800	2300	
Wed	0800	2300	
Thur	0800	2300	
Fri	0800	2330	
Sat	0800	2330	
Sun	0800	2330	
Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)			
			N/A

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)

INSTALL CCTV FOR SECURITY
ALL STAFF TO BE TRAINED ON LICENSING LAW PRIOR TO
SERVING ALCOHOL
ONSITE TRAINING REGARDING SPECIFIC POLICES RELEVANT
TO THE OPERATION OF THE BUSINESS.
A RECORD OF ALL TRAINED STAFF FOR INSPECTION BY
THE LICENSING AUTHORITY OR POLICE

b) The prevention of crime and disorder

INSTALL CCTV INSIDE & OUTSIDE
PROMOTE RESPONSIBLE DRINKING
EXTERNAL LIGHTING TO DEFER CRIME
STAFF TRAINING

c) Public safety

PROMOTE RESPONSIBLE DRINKING WITH NOTICES,
DESIGNATED DRIVER NOTICES. PROVIDE DRIVERS WITH
NON ALCOHOLIC DRINKS. FIRST AID BOX SUFFICIENTLY
STOCKED. FIRST AID TRAINED OPS & STAFF MEMBERS
FIRE EXTINGUISHERS ON HAND

d) The prevention of public nuisance

CCTV INSIDE & OUTSIDE, ZERO TOLERANCE ON DOORS
WINDOWS & DOORS TO BE KEPT CLOSED. VENTILATION
BY MECHANICAL MEANS. ENSURE CUSTOMERS LEAVE
IN A CONSCIENTIOUS MANNER. SOUND LIMITING
DEVICE TO BE INSTALLED BY ACOUSTIC CONSULTANT

e) The protection of children from harm

CHALLENGE 25 POLICY
 NO UNDERAGE PERSONS WITHOUT RESPONSIBLE SUPERVISION
 NO CHILDREN AFTER 2000 HRS
 STAFF TRAINED ON LICENSING ACT 2003

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	9 FEB 2017
Capacity	100

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)

~~5 NEAF COURT~~
~~120 LYNNINGTON~~

Post town

Postcode

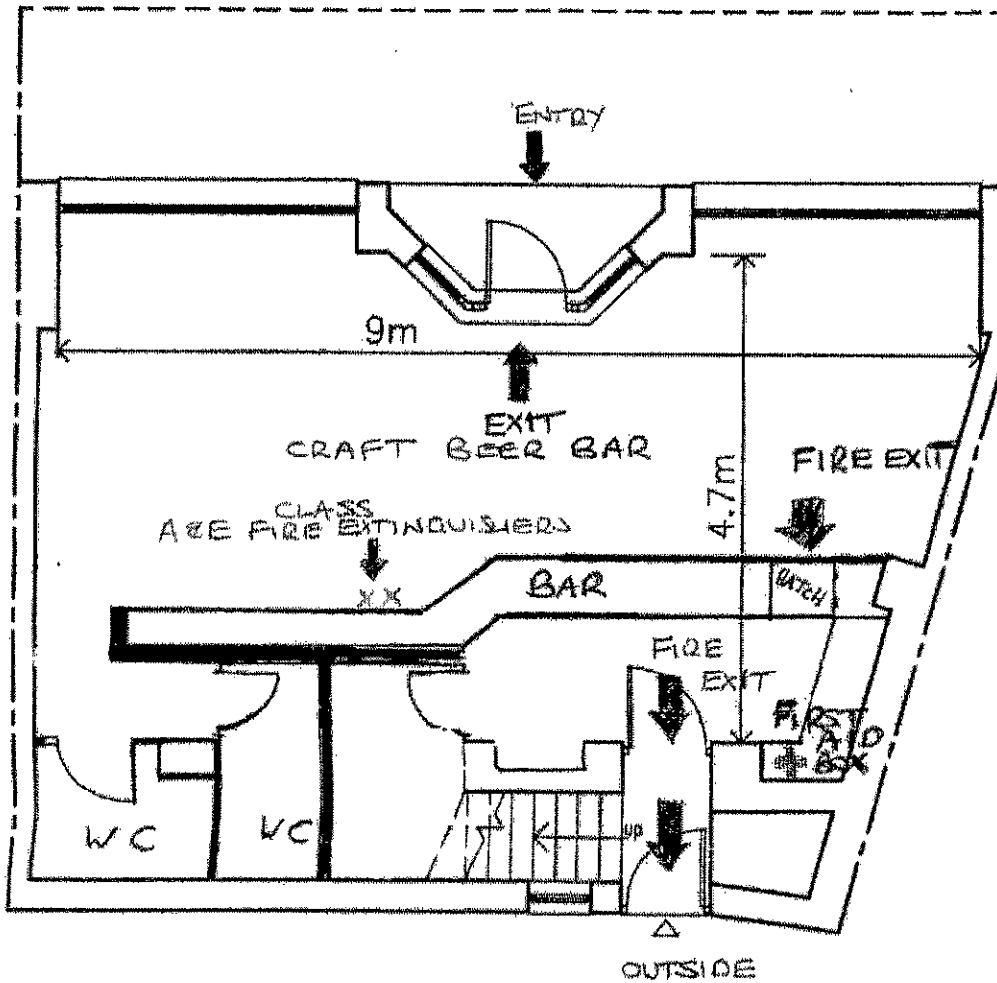
Telephone number (if any)

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

duncan.broomfield@gmail.com

Notes for Guidance

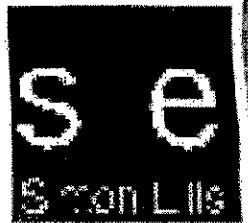
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Ground Floor 48m²

A4 sheet

Scale 1:100



Chartered and
Architectural Firm

Tel: 01425 618
Email: simon@simonelli
Web: www.simonelli.co.uk

Client
Mr J Woodsford

Project
27 High Street
Malden, Surrey

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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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Appeal x y

Sarah Wilson

From: Conway, Sharon <sharon.conway@hampshire.pnn.police.uk>
Sent: 20 March 2017 12:41
To: Licensing e-mail address
Subject: FW: New Premises Licence application - The Wash House, Milford-On-Sea,

Licensing

Re: New premises licence application – The Wash House, Milford on Sea, SO410QF

With the agreed below conditions being added to the premises licence, police have no objections.

Regards

Sharon

PC 22237 Sharon Conway
Licensing & Alcohol Harm Reduction Team
Southampton Central Neighbourhood Police Office
Southampton City Council
Civic Centre
Southampton
SO14 7LY

☎ 101 ext 4724005 ☎ 023 80478373 ☎ 07917077576

✉ force.licensing@hampshire.pnn.police.uk ✉ sharon.conway@hampshire.pnn.police.uk

www.hampshire.police.uk

[Licensing HomePage](#)

From: Duncan Broomfield [<mailto:duncanbroomfield@gmail.com>]
Sent: 17 March 2017 17:28
To: Licensing & Alcohol Harm Reduction Team Mailbox <licensing@hampshire.pnn.police.uk>
Subject: Re: New Premises Licence application - The Wash House, Milford-On-Sea,

Many thanks for your email Sharon, I whole heartedly agree for these requirements to be placed within the wording of the premises license conditions.

Kind regards

Duncan Broomfield

Sent from my iPhone

On 17 Mar 2017, at 11:19, <licensing@hampshire.pnn.police.uk> <licensing@hampshire.pnn.police.uk> wrote:

Dear Mr Broomfield

I am the police licensing officer dealing with your application for a premises licence at 27 High Street, Milford on Sea.

I have read your application and the steps that you have proposed in your operating schedule to promote the licensing objectives. Based on these steps, I would like to propose some wordings to add to the premises licence as conditions. The addition of conditions provide clear directions as to your intentions to uphold the licensing objectives.

CCTV

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 DPS or premises manager must be able to demonstrate that the CCTV system has measures to prevent recordings being tampered with, i.e. 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.

All images downloadable from the CCTV system must be provided in a form that can be viewed on readily available equipment without the need for specialist software. In the event of technical failure the DPS will make arrangements for an engineer to be called to the premises to repair the system without delay.

Training-

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

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

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

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

Challenge 25

There will be a Challenge 25 policy operating at the premises. Challenge 25 means that the holder of the premises licence shall ensure that every individual, who visually appears to be under 25 years of age and is seeking to purchase or be

supplied with alcohol at the premises or from the premises, shall produce identification proving that individual to be 18 years of age or older.

Acceptable identification for the purposes of age verification will include a driving licence, passport or photographic identification bearing the "PASS" logo and the persons date of birth.

If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person.

'Challenge 25' posters shall be displayed in prominent positions at the premises.

Refusals book

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 duty 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.

Incident book

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 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.

This record will be retained for 12 months.

If you are in agreement for the above wordings to be placed on your premises licence as conditions, please can you confirm this in writing. This can be by return of email.

Additionally, in our experience, small craft alehouses can become very popular very quickly. When you are trading, please monitor the outside areas frequently, and regularly review staffing levels, including whether SIA trained door supervision is required.

I look forward to hearing from you.

Sharon

PC 22237 Sharon Conway
Licensing & Alcohol Harm Reduction Team

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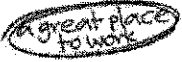
* Objector

Sarah Wilson

From: Paul Weston on behalf of Licensing e-mail address
Sent: 06 March 2017 09:32
To: Sarah Wilson
Subject: FW: 27 High Street

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


[Download our app](#)
New Forest in Touch



From: deborah marti
Sent: 05 March 2017 09:20
To: Licensing e-mail address
Subject: 27 High Street

licensing@nfdc.gov.uk

25a High Street

Milford on sea

Lymington

So41 0qf

10.2.17

Dear Licencing dept.

I am writing to strongly object about the Licence Application that has been put in for the specialised Beer Bar @ 27 High Street Milford on Sea.

I will enclose the letter of complaint that I sent to the Planning officer to explain how this change of use would RUIN my daughter and my life.

I am disgusted and frustrated that even with logical and compelling evidence, that this location was given "change of use" by the planning committee!

My life has been blighted by the thought of this bar being granted a drinks licence. I am fearful that it is a fore gone conclusion (considering how the planning committee voted) that the people who live near this bar will not have any rights to stop it.

If you look at the vicinity of the proposed bar, it is in a narrow road which has tall buildings on both sides. The acoustic of this road makes it possible to hear clearly conversations of people passing by from the other side of my flat which is on Lymington Road.

This site is very noise sensitive and our adjoining property would hear all the activity that is in the property i.e.: Music-Microphones-Air Conditioning and of course the over spill of drunks or tiddly punters who after a tippie or two become louder.

What about the summer with the doors open?

Have they applied for a music licence?

Please don't grant this licence –ever.

This will cause my Disabled daughter grave harm!

Please make NO MISTAKE I am seriously worried about this!

This licence will make our life a misery and unbearable!

I invite you come and look at the vicinity and our home and you will see that my daughter's bedroom hangs over the path on 3 beams (the same as 27) This part of the building is NOT a normal cavity wall; it is SINGLE SKINNED!!!! It makes NO difference that planning put restriction on insulating No 27 because the acoustics of the pathway resonates through our HOME!

And the noise will travel!

I am dumfounded and to be honest bloody angary, that the planning committee granted the change of use for the property to a bar, without any consideration to the facts or the residence, who live all around it!

I have explained in my previous e-mails to the Planning Office, this location has 3 very young families and my daughter Charlotte who is Disabled and studying Open University @ home.

Charlotte needs regular sleeps as she has Arthritis and Fibro-Myalgia (extreme fatigue.)

This will impact her studies but most of all her health.

This will also devalue my home as well!

Your discussion could ruin our life's.

I believe that this will cause:

1/Public Nuisance's

2/Prevention of children from harm.

3/Public Disorder.

4/Possible Crime and Disorder.

I beg you please do not approve this licence now or ever. Milford already has 13 venues to acquire an alcoholic beverage, we do not need one at 27!

Planning Letter 3/12/16

25a High street

Milford on Sea

Lymington

Hampshire

So41 0qf

3.12.16

Letter sent to re 27 High street, Milford on Sea

Dear Mr David Groom

I wrote to you back in 3rd September to voice my opposition to the then proposed planning permission for a craft beer bar in 27 High Street, Milford on Sea.

To my horror I found out that the planning permission was granted on appeal in November.

Unfortunately, I missed the email to advise me of a meeting in November, where I would have liked to have put my objections across.

As I explained in my 1st email this bar will have a HUGE detrimental effect on my life and my Disabled daughter Charlotte, who is registered Blind and has Rheumatoid Arthritis and Fibro Myalgia. Charlotte is studying at Open University at home in her bedroom which is adjacent to the Beer bar.

This property we live in, was ½ built in the 1800's and the Mock Tudor round extension on the front of the building and the supported over hang which covers the path/walkway which runs past both premises were built in approx. 1940's.

This part of the premises is SINGLED SKINNED!!!!!!And it is IMPOSSIBLE to change, without having all our internal wall built inwards, so making the room even smaller. We have looked in to this at length for insulation and sound proofing, and it cannot be done.

Please let me make this quite clear, our life will not be worth living having this property next door with permission to sell alcohol!

It makes NO different at all if they insulate the premises, because as soon as the people start to feel relaxed when drinking they naturally become louder, and it is obvious they are not going to keep the door CONTANTLY CLOSED to keep the noise down....NO! And people coming and going will not respect the noise level!

So they will spill out onto the path and then my daughter who HAS to have regular rest because of her Disabilities and because of her studies, will get NO rest. This WILL SERIOUSLY affect her health.

This end of the High Street is like a noise tunnel and every conversation can be heard, even in my bedroom which is on the other side of the flat.

HOW HEARTLESS AND CRUEL ARE THE PEOPLE ON THE COMMITTEE!

I also bring to your attention that this outrageous discussion will SERIOUSLY affect the prospect of me selling our flat!!!! If you check you can see that we have tried to sell the flat for some time. I will have NO chance with a Beer Bar next to it.

This decision has ruined our life...I hope you are happy!!!!

This village is a wonderful place to live and I have owned this property for over 25 years. Over the years it has become a place where people like to wine and dine and for a village there is a good selection of fine eateries and an array of venues to get alcoholic liquid refreshments. In fact, just around the village green alone there is 5 to choose from, in fact Milford is saturated.

SO WHY ANOTHER and a beer bar!

What the committee failed to comprehend is the fact that this small length of road where the beer bar will be situated is a very close road which has 4 families with very young children and Charlotte.

What bloody infuriates me is they don't live in this street and they have NOT listened to our very serious concerns and how it will affect us.

I will also be objecting to an alcohol licence being issued in hope that this never happens.

I would like to have the "minutes of the meeting" and to know who these thoughtless councillors are, because this is NOT right.

They have caused us untold stress and they have de-valued my property.

Charlotte and I are desperate to move out of the flat because this flat is not safe for her, but how can I ever sell the flat with that noise next door.

I am GREATLY concerned and fearful of our future.

Regards

Miss Deborah Atkinson



42 High Street
Milford on Sea
SO41 0QD

22nd March 2017

Licensing Services
New Forest District Council
Appletree Court
Lyndhurst
Hampshire

Dear Sir/Madam,

Re - 27 High Street, Milford on Sea

I am writing with regards to the licensing application for the craft beer bar at 27 High Street, Milford on Sea. I own one of the terraced houses directly opposite these premises (42 High Street) and will have lived here for 20 years, in October this year. I am writing to oppose this application and I state my reasons below:

1. In my view, the proposed premises are too close to residential accommodation. In the case of our family, my four year old son's bedroom window will directly face the premises. This is a distance of 33ft from the door of the premises and 28ft from the undercover pavement, where patrons would socialise. He would be subjected to noise disturbance from people coming and going and punters drinking, smoking and socialising on the undercover pavement (inevitably this will increase during the course of an evening, as patrons compete with each other to be heard). There is also the matter of bottle disposal at the end of the evening and the noises associated with this. My son attends school full time and he both needs and has the right to undisturbed sleep, in order for him to manage the day ahead. I have a video clip that I will attach to my email. This was taken from my son's bedroom window and demonstrates just how close the proposed bar is to us and also how the noise of only one builder doing his work carried, even though he was working inside the premises. It does not take a great deal of imagination, to consider how the noise of many people socialising on the pavement would carry and cause an unacceptable level of noise to us.
2. The undercover pavement area, directly outside the proposed premises will inevitably be used for smokers. I feel that this is unacceptably close and has implications of my son suffering smoke pollution in his bedroom, during the summer months when he has his window open for some cool and fresh air.
3. Where will waste be kept? It is not appropriate to keep it on the pavement. Waste encourages pests and this is also an area close to the Danestream, where waste disposal needs to be carefully planned, so that rats are not encouraged to come close to houses and buildings.
4. The road between our house and the proposed bar has one way traffic. It narrows significantly between the chiropodist's (next door to the proposed premises) and our wall on the other side, only allowing the width of one car to pass through. This creates a bottle neck and motorists are not able to see around the corner and therefore be aware of people

socialising on the undercover pavement outside the proposed premises. This does raise concerns about the safety of people drinking and potentially spilling onto a road where motorists would not be able to anticipate their movements.

5. I also have concerns about deliveries of supplies and the chaos this will cause, as due to the narrowness of the road, it would become completely blocked by even the smallest of vehicles making a delivery let alone a truck, van or a lorry. This could lead to road blockages on a regular basis, resulting in inconvenience to other road users, some who may be unable to leave their parking bays.

My family supports local business enterprise but we feel that this is an unsuitable business for the location. Please give my points your fair consideration, as I am very concerned about the implications of this bar opening.

Yours faithfully,

Emma Forester

On 22 March 2017, Ms E Forester submitted an audio file in support of her representation.

This will be available at the hearing and will be played should the Sub-Committee feel it appropriate.