

APPENDIX 8

AGREEMENT WITH ENVIRONMENTAL PROTECTION

From: [Arran Harmer](#)
To: [Stanley Griscti](#)
Cc: [Licensing e-mail address](#)
Subject: RE: Application for premises licence- The Dutch Barn
Date: 30 November 2020 13:56:42

Dear Mr Griscti

Thank you for your prompt response, I have copied our licensing team in so that the application can be amended accordingly.

Many thanks

Arran Harmer

Environmental Health Officer
Environmental Protection | Environmental & Regulation

New Forest District Council

Tel: **023 8028 5338** | Admin: **023 8028 5411**

arran.harmer@nfdc.gov.uk

newforest.gov.uk

From: Stanley Griscti [REDACTED]

Sent: 30 November 2020 13:45

To: Arran Harmer <Arran.Harmer@NFDC.gov.uk>

Subject: Re: Application for premises licence- The Dutch Barn

Dear Arran,

Thank you for your email yes I am happy to proceed with the application with your recommendation to ensure that live and recorded music finishes to at 11pm .

Regards Stan Griscti

On Mon, 30 Nov 2020 at 11:56, Arran Harmer <Arran.Harmer@nfdc.gov.uk> wrote:

Dear Mr Griscti

I refer to your recent application for a premises licence for the Dutch Barn, which has been passed to me to assess.

As you may be aware, Environmental Health are consulted on all applications within their capacity as a responsible authority to ensure that the four licensing objectives are not undermined.

Having reviewed your application, I have some initial concerns about the timings for live and recorded music- currently Monday to Thursday 14:00hrs- 23:30hrs, Friday and Saturday 11:00hrs to 23:30hrs and New Year's Eve 11:00- 00:30hrs. Given the proximity to neighbouring properties, the low background sound level in the locality and acoustic integrity of the barn, the provision of live and recorded music is likely to undermine the licensing objective: Prevention of Public Nuisance; therefore, I would encourage you to bring the terminal hour for the provision of live and recorded music forward to 23:00hrs (Monday to Saturday). This would then allow you to benefit from the exemptions afforded by the Live Music Act; which deregulates live and recorded music between the hours of 08:00- 23:00hrs for audiences of up to 500 people.

There is provision within the licensing regime which would still allow you to apply for Temporary Event Notices (TEN's) for extensions to these activities (e.g, on New Year's Eve or special occasions) and I would suggest this would be a better way to test the water and build up a good reputation with regards to hosting such late night activities. If it can be demonstrated that such activities can be adequately controlled through a history of TEN's then this would put you in a good position to vary your premises licence further down the line to include later timings for such activities if deemed necessary.

In light of the above, I would be grateful if you could let me know how you wish to proceed. If you are agreeable to amending the terminal hours to 23:00hrs for live and

recorded music, then confirmation via email is required so that I may forward this to our licensing department and your application updated accordingly.

I look forward to hearing from you as soon as possible.

Regards

Arran Harmer

Environmental Health Officer

Environmental Protection | Environmental & Regulation

New Forest District Council

Tel: **023 8028 5338** | Admin: **023 8028 5411**

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Stanley Griscti

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