



LICENSING SUB-COMMITTEE

To: Councillors Lowe, Forrest, Ranson and Savage*
**Councillor Savage is the Reserve Member*
(For attention)

All other members of the Council
(For information)

You are requested to attend the meeting of the Licensing Sub-committee to be held in the Preston Room, Woodgate Chambers, Woodgate, Loughborough on Friday, 23rd July 2021 at 10.00 am for the following business.

Chief Executive

Southfields
Loughborough

12th July 2021

AGENDA

1. INTERESTS

Members of the Sub-committee are asked to confirm that they are not aware of any interests or other reason which might prejudice the ability to hold a fair hearing and make a sound determination of the matters to be considered.

2. INTRODUCTIONS AND PROCEDURE FOR MEETING

3 - 4

The Chair is asked to introduce the various parties and explain the procedure to be followed in conducting the hearing.

3. APPLICATION FOR PREMISES LICENCE (LICENSING ACT 2003)

5 - 174

To consider an application for a premises licence (Beacon Café, Breakback Road, Woodhouse Eaves LE12 8TA).

Papers in respect of the matter are attached for the Sub-committee's consideration.

WHERE TO FIND WOODGATE CHAMBERS

Woodgate Chambers

70 Woodgate

Loughborough

Leics

LE11 2TZ

ITEM 2 – PROCEDURE FOR THE MEETING

PREMISES LICENCE APPLICATION

Procedure to be followed:

- This is not a court and strict rules of procedure and evidence therefore do not apply.
- Evidence will not be given under oath, however all parties are reminded that the deliberate telling of untrue statements is a criminal offence under section 158 of the Licensing Act.
- All evidence will be given so far as possible by parties seated in their current positions. There is no need for anyone to stand.
- Any statement, comment or question must be addressed through the Chair. There will be no direct cross-examination by any person of any other person.
- The Chair has and will exercise the right to intervene and interrupt any person if that person is providing evidence that is not relevant to the proceedings or to the four licensing objectives.
- As a reminder to all parties attending, the four licensing objectives are:
 - The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
- If any person behaves in an unruly, abusive or disruptive manner, the Chair shall exercise his/her right as Chair to adjourn the hearing in order to have that person removed from the meeting.
- The order in which evidence is to be given to the Licensing Sub-committee is as follows:
 1. The Licensing Manager will present her report.
 2. The Applicant will present their information in support of the application.
 3. The Interested Parties will present their evidence in support of their representations.

4. Finally, the Interested Parties and the Applicant can make a closing speech summing up their representations/application.
- With the consent of the Sub-committee, parties will be given the opportunity to ask questions following the presentation of evidence in 1-3 above.
 - Any person may be represented by another person of his/her choosing whether that person is legally qualified or not.
 - Any person may withdraw their submission in regard to this application at this Hearing.
 - The Chair and the other two Licensing Sub-committee members may ask questions at any time of any person in order to clarify any matter, or to clarify any condition proposed to be put onto the Premises Licence should it be granted.
 - Requests from any of the parties for permission for another person to appear at the hearing as a witness will be considered by the Sub-committee.
 - At the end of the hearing, the Licensing Sub-committee will withdraw from the hearing and will privately deliberate in order to consider all the evidence before giving a final determination of this application. During deliberations, the Licensing Sub-committee will be accompanied by the Sub-committee's Legal Advisor who will advise on the law. The Legal Advisor will not make any recommendation as to the determination to be given. Covid social distancing requirements may mean that, instead of the Licensing Sub-committee and Legal Advisor withdrawing from the meeting room during this part of the hearing, all other attendees may be asked to do so. All attendees may return to the meeting room for any final determination given verbally at the meeting.
 - Any advice given to the Sub-committee will also be given to all other parties here today.
 - The Sub-committee will endeavour to make a final determination today.
 - The determination will be sent in writing to all the parties at this hearing and all other persons who have made representations previously.

TITLE OF REPORT: **Application for a new Premises Licence:**
Beacon Café, Breakback Road, Woodhouse Eaves,
Loughborough, Leicestershire, LE12 8TA

REPORT OF: **Licensing Manager – Regulatory Services**

1. PURPOSE OF THE REPORT

This report provides information for Members about an application made for Beacon Café, Breakback Road, Woodhouse Eaves, Loughborough, Leicestershire, LE12 8TA. The report is to assist Members in determining the outcome of the application. It summarises the representation received, highlights the licensing objectives, the relevant parts of the guidance and regulations and the relevant sections of Charnwood Borough Council's Licensing Policy.

2. CURRENT APPLICATION

This premises licence application was submitted by Leicestershire County Council on 7th June 2021 and is attached at **Appendix 1**.

The application was advertised in accordance with the provisions of the Licensing Act Regulations 2005. Copies of the advertising are attached at **Appendix 2**.

The application for a new Premises Licence was made by Leicestershire County Council, under Section 17 of the Licensing Act 2003 for:

(a) Supply of alcohol (On the premises)

- Monday to Sunday 08.00 to 20.00
- Seasonal variations are stated as that the Beacon Café is flexible on its trading hours, can close at short notice due to poor weather and can also have shorter trading hours during the winter months.

(b) Plays, performances of dance (outdoors)

- Friday to Saturday 08.00 to 20.00
- Non- standard timings – to open the Beacon Café Friday – Sunday on selected dates through the year for plays and performance of dance, using the decking at the front of the café.

(c) **Films** (outdoors)

- Friday to Sunday 08.00 to 20.00
- Non- standard timings – to open the Beacon Café Friday – Sunday on selected dates through the year for films, using the decking at the front of the café.

(d) **Live Music** (Indoors and outdoors)

- Friday to Sunday 08.00 to 20.00
- Non- standard timings – to open the Beacon Café Friday – Sunday on selected dates through the year for live music, using the decking at the front of the café.

(d) **Recorded Music** (Indoors and outdoors)

- Monday to Sunday 08.00 to 20.00
To be able to play recorded music weekdays, and if required for an evening event. The music will stop at 6.00pm.
- Non- standard timings – to open the Beacon Café Friday – Sunday on selected dates through the year for recorded music, using the decking at the front of the café.

(d) **Hours premises are open to the public**

- Monday to Sunday 8.00 to 20.00
- Seasonal Variations – the Beacon Café can vary its opening hours between 8.00am to 8.00pm – this would be the maximum opening period.
As a rule the café will be open 9am to 4.00pm with the option of closing early in the winter and at short notice with poor weather conditions. Likewise in the summer we may extend to closure time weather and customer demand permitting. I can confirm that the latest the café would remain open until in the summer is 8.00pm.
The closure time of the café would also be in line with the opening times of the car park and country park.

Mandatory (compulsory) Conditions are issued by the Secretary of State and are applied (where relevant) to all Premises Licenses selling alcohol. A full list of all Mandatory Conditions is attached at **Appendix 3**.

Live Music

The Live Music Act 2012 has amended the Licensing Act 2003 in relation to the provision of live music. Unamplified live music does not require a licence between 08.00 and 23.00 hours each day. Amplified music may be provided between 08.00 and 23.00 hour each day if:

- it is provided in a premises licensed and open for the sale of alcohol, to an audience of not more than 200 people; or

- it is provided in a premises that is not licensed under the Licensing Act 2003 (other than solely for late night refreshment) but that is a workplace, to an audience of not more than 200 people.

The above exemptions may affect the application under consideration because conditions may not be imposed at this stage to control live music provided in the circumstances described above. However, if problems do occur as a result of live music then conditions may be imposed to control that music following the formal review process.

Representations

Eleven representations have been received from residents, and one from a group called The Countryside Charity which are to be considered with the application.

The representations have been made on the grounds of the following licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of public nuisance
- The Protection of Children from Harm

Full details of the representations are attached at **Appendix 4**.

Additional Information

No representations have been received from any of the Responsible Authorities.

Parties

The Parties to the hearing will be:

- a) The Applicant, Leicestershire County Council
- b) Interested Parties – Local Residents

3. FOR CONSIDERATION

The areas for consideration by the Sub-Committee are:

- The application for a Premises Licence;
- The representations from the residents
- Whether or not the application should be granted; and
- The conditions to be attached to the Premises Licence (if granted).

4. POLICY & GUIDANCE

When carrying out its functions the Sub-Committee must have regard to:

- (a) the Statement of Charnwood Council's Licensing Policy, and
- (b) the Amended Guidance issued under Section 182 of the Licensing Act 2003 by the Secretary of State.

Charnwood Borough Council's Licensing Policy is attached at **Appendix 5**.

Relevant parts of the Amended 182 Guidance are attached at **Appendix 6**. The parties may refer to the Policy and Guidance during the hearing.

6. FOR DECISION

Having considered the application and representations, Members must take such of the steps as are set out below as they consider appropriate for the promotion of the Licensing Objectives:

- Grant the licence without modification
- Grant the licence subject to additional conditions
- Exclude from the licence any of the licensable activities
- Refuse to specify a person in the licence as the premises supervisor;
- Reject the application

The Licensing Authority may attach conditions to any licence which are necessary for the promotion of the Licensing Objectives. A copy of the Model Pool of Conditions from Charnwood Borough Council's Statement of Licensing Policy is attached at **Appendix 7**.

Appendix 8 – plan of the area intended to be used for licensable activity.

~~14 JUN 2021~~

07 JUN 2021

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 Leicestershire County Council

(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 Beacon Café Breakback Road Woodhouse Eves			
Post town	Loughborough	Postcode	LE12 8TA

Telephone number at premises (if any)	0116 305 1650
Non-domestic rateable value of premises	£6,925

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/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <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) ☒ please complete section (B)
- c) a recognised club ☐ 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 (by ticking yes to one box below):

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		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

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		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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 Leicestershire County Council
Address Beacon Café Breakback Road Woodhouse Eves
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) County Council
Telephone number (if any) 0156 305 3115
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	07	2021

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)

The Beacon Café is set in the County Park at Beacon Hill.
The Café is owned and managed by LCC.
The Café has seating inside and outside the build, on raised decking.
The Café currently serves a selection of hot and cold drinks, alongside food offers.

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 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment (please read guidance note 2)

Please tick all 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 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) Outdoor local theatre productions, family events.		
Mon					
Tue					
Wed					
Thur			State any seasonal variations for performing plays (please read guidance note 5)		
Fri	8am	8pm	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 6) To open the Beacon Café Friday – Sunday on selected dates through the year for plays, using the decking at the front of the café.		
Sat	8am	8pm			
Sun	8am	8pm			

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input checked="" type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) Outdoor showing of films			
Mon						
Tue						
Wed						
Thur			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)			
Fri	8am	8pm				
Sat	8am	8pm	<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 6) To open the Beacon Café Friday – Sunday on selected dates through the year for film nights, using the decking at the front of the café.			
Sun	8am	8pm				

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<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 6)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	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 4)		
Mon					
Tue					
Wed					
Thur			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
Fri					
Sat					
Sun					
			<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 6)		

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
Day	Start	Finish			Both <input checked="" type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4) Live music on in the Beacon Café, and on the decking of the Beacon Café.		
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri	8am	8pm	<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 6) To open the Beacon Café Friday – Sunday on selected dates through the year for live music, using the decking at the front of the café		
Sat	8am	8pm			
Sun	8am	8pm			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
Day	Start	Finish			Both <input checked="" type="checkbox"/>
Mon	8am	8pm	<u>Please give further details here</u> (please read guidance note 4) To be able to play recorded music weekdays, and if required for an evening event. The music will stop at 6pm		
Tue	8am	8pm			
Wed	8am	8pm	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)		
Thur	8am	8pm			
Fri	8am	8pm	<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 6) To open the Beacon Café Friday – Sunday on selected dates through the year for recorded music, using the decking at the front of the café		
Sat	8am	8pm			
Sun	8am	8pm			

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input checked="" type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<u>Please give further details here</u> (please read guidance note 4) To able to provide dance performances on the decking of the Beacon Café.			
Tue						
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)			
Thur						
Fri	8am	8pm	<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 6)			
Sat	8am	8pm				
Sun	8am	8pm	To open the Beacon Café Friday – Sunday on selected dates through the year for performances of dance, using the decking at the front of the café			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	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 4)		
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 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri			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 6)		
Sat					
Sun					

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5) The Bacon Café is flexible on its trading hours, can close at short notice due to poor weather. The Beacon Café can also have shorter trading hours during the winter months.		
Mon	8am	8pm			
Tue	8am	8pm			
Wed	8am	8pm			
Thur	8am	8pm			
Fri	8am	8pm			
			<u>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</u> (please read guidance note 6) To be able to sell alcohol on standard trading hours with the current catering offers.		
Sat	8am	8pm			
Sun	8am	8pm			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Nathan Brown	
Date of birth	1981
Address 10 Malvern Crescent Cosby Leicester	
Postcode	LE91UX
Personal licence number (if known) HHPER00578	
Issuing licensing authority (if known) Harborough District 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 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	<p>The Beacon Café can vary its opening hours between 8am -8pm - this would be the maximum opening period.</p> <p>As a rule the café will be open 9am-4pm with the option of closing early in the winter and at short notice with poor weather conditions. Likewise in the summer we may extend to closure time weather and customer demand permitting</p> <p>I can confirm that the latest the café would remain open until in the summer is 8pm</p> <p>The closure time of the café would also be in line with the opening times of the care park and country park.</p>
Mon	08:00	20:00	
Tue	08:00	20:00	
Wed	08:00	20:00	
Thur	08:00	20:00	
Fri	08:00	20:00	
Sat	08:00	20:00	
Sun	08:00	20:00	
			<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 6)

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 10)

Use LCC framework to comply with the objectives.

- i. All staff training will be refreshed every 12 months and the date this took place will be recorded in the training book.

b) The prevention of crime and disorder

Fully trained staff from the hospitality sector to enforce.

- i. CCTV will record at all times the premises is open to the public and recordings kept for a minimum of 31 days and made available to a relevant authority within 24 hours of the request being made.
- ii. CCTV signage is in place around the café to make users aware of its use and has relevant contact details on should there be a need to access recordings.
- iii. A CCTV policy is in place for the site and should be adhered to at all times, this is to be shared with staff
- iv. An incident and refusal book will be maintained and updated accordingly, this log will remain on the premises and be made available upon a request being made by a relevant authority.
- v. The 'Ask Angela Campaign' (or similar) will be adopted and staff will be provided training on how to deal with these incidents.
- vi. Prevention and vigilance in illegal drug use.
- vii. Empty bottles are to be stored in a locked compound prior to collection by approved LCC waste contractor

c) Public safety

Use the LCC protocol, and risk assessments to comply.

- i. Liaison with the local Constabulary, Fire Brigade and Local Authorities / Councils including notification of events to allow for effective management of patrons.
- ii. Regular consultation with country parks rangers and site management team to highlight any areas of concern or improvement
- iii. A landline telephone system is fitted within the café should there be a need to contact the emergency services, there is also a radio to communicated to the duty ranger for the park for immediate assistance

d) The prevention of public nuisance

Use the LCC framework to comply.

- i. Signage asking customers to respect the locations neighbours and users and to leave the premises quietly will be prominent at all exits.
- ii. The licensee will take reasonable steps to resolve any concerns with local neighbours as part of their duties.
- iii. Ensure the provision of adequate stewarding of events. Ensure awareness of Staff / Volunteers of responsibilities and provide training where necessary.

e) The protection of children from harm

Fully trained staff, using the LCC protocol.

- i. A 'Challenge 25' policy will be adhered to, and only identification which is 'Pass' certified will be accepted. All members of staff will be trained in respect of this. All training will be recorded in the training book which will remain on the premises and be made available upon a request being made by a relevant authority.
- ii. Appropriate signage will be displayed to alert customers to the 'challenge 25' policy
- iii. A designated safeguarding lead covers the Health and Safety for the site any concerns of harm to children should be raised with him or his deputy in his absence.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.- Please can I make payment over the phone work a works credit card? ☐
- 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.-completing the form online will this be done on my behalf ☒
- 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. ☒
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☒

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	Neville John Wilkinson
Date	19/05/21
Capacity	Head of Commercial Services – Leicestershire County Council

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **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 14) Nathan Lewis Brown 10 Malvern Crescent Cosby			
Post town	Leicester	Postcode	LE91UX
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Nathan.Brown@leics.gov.uk			

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. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and

(b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. 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.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. 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.
 8. 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'.
 9. 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.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,

- (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
- (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
- (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

This authority is under a duty to protect the public funds it administers, and to this end may use the information you have provided on this form for the prevention and detection of fraud. It may also, and on occasions will be required to, share this information with other bodies responsible for auditing or administering public funds for these purposes.

Charnwood Borough Council collects personal information when you contact us for any services we provide. We will use this information to provide these services. The Council is obligated to provide public registers in relation to the licensing act and a weekly website list detailing applications. We may need to share your information with service providers and other departments within Charnwood Borough Council to ensure that you receive the best possible service. If so, this will be made clear in our privacy notice. We will not share your information with third parties for marketing purposes or any other reason unless required to do so by law.

For information about how & why we may process your personal data, your data protection rights or how to contact our data protection officer, please view our Privacy Notice www.chnwood.gov.uk/pages/privacynotice



Consent of individual to being specified as premises supervisor

Nathan Brown

I

[Nathan Lewis Brown]

of

10 Malvern Crescent, Cosby, Leicester LE91UX

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Beacon Café

[type of application]

by

Leicestershire County Council

[name of applicant]

relating to a premises licence

Beacon Café

[number of existing licence, if any]

for

Beacon Café Breakback Road Woodhouse Eves LE128TA

and any premises licence to be granted or varied in respect of this application made by

Leicestershire County Council

[name of applicant]

concerning the supply of alcohol at

Beacon Café Breakback Road Woodhouse Eves LE128TA

Beacon Café Breakback Road Woodhouse Eves LE128TA

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

HHPER00578

[insert personal licence number, if any]

Personal licence issuing authority

Harborough District Council.

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

N.Brown

Date

14th May 2021

AN APPLICATION HAS BEEN SUBMITTED TO CHARNWOOD BOROUGH COUNCIL AS FOLLOWS:-

Type of application (grant or variation)	GRANT
Name of Applicant	Leicestershire County Council
Premises Name	Beacon Café
Address of premises	Breakback Road Woodhouse Eves LE12 8TA
Type of activity to be licensed	Days and times Licensable activities are to take place
Sale of Alcohol (on sales only)	Monday – Sunday 8:00 – 20:00
Recorded Music (indoors and outdoors)	Monday – Sunday 8:00 – 20:00
Films (outdoors)	Friday – Sunday 8:00 – 20:00
Plays (outdoors)	Friday – Sunday 8:00 – 20:00
Live Music (indoors and outdoors)	Friday – Sunday 8:00 – 20:00
Performance of Dance (outdoors)	Friday – Sunday 8:00 – 20:00

Dated: Date application 08.06.2021

Any objections in respect of the application should be made in writing, using the Representation Form which can be found at https://www.charnwood.gov.uk/pages/object_to_premises_licence_or_club_certificate to: Licensing Manager, Charnwood Borough Council, Council Offices, Southfield Road, Loughborough, Leicestershire, LE11 2TX, and must be made by the following date:- 05.07.2021

A record of the application can be inspected at the Council Offices at the aforementioned address during normal office hours. It is an offence to knowingly or recklessly make a false statement in or in connection with an application. Any person found guilty of such offence shall be liable on summary conviction to a maximum fine in the sum of £5000.00. Guidance for making objections can be found using the above link.

Licensing Section contact details:

Personal visit to:	Writing to us at:
Charnwood Borough Council Licensing Section Southfield Road Loughborough Leicestershire LE11 2TX	The Licensing Section Charnwood Borough Council Council Offices Southfield Road Loughborough Leicestershire LE11 2TX
Email: licensing@charnwood.gov.uk	Phone: 01509 634562
Internet: www.charnwood.gov.uk	Fax: 01509 632529

AN APPOINTMENT SYSTEM IS IN OPERATION. PLEASE MAKE AN APPOINTMENT PRIOR TO ATTENDING.

Public Notices

Public Notices



Self-Serve
Online

DID YOU KNOW?

You can now book your

PUBLIC NOTICE by visiting **bookanad.com**

For help booking online call our team on

01227 907972

9am-5pm Mon-Fri

Charnwood Borough Council Planning Applications

Not all adjoining land owners
&/or occupiers can be
identified

P/21/1002/2 - 18 A Shepherd
Road, Hathern - 2 storey
rear extension with basement
room & brick boundary
wall.

The proposal affects a
conservation area & the
setting of a listed building
P/21/1003/2 - 30 Howe Lane,
Rothley - Window to side
elevation

These proposals affect a
Conservation Area

P/21/0517/2 - Woodlands, 291
Forest Road,
Woodhouse - 1 storey front
extension & 2 storey side
extension

P/21/0717/2 - Hammer and
Pinders Pk, 5 East Road,
Wymeswold - Change of use of
1st floor flat to bed & breakfast
accommodation P/21/1185/2 -
1 Arthur Street, Loughborough
- Single storey rear extension

The proposal constitutes a
major development

P/21/1144/2 - 180 Seagrave
Road, Sileby - Reserved
Matters (scale, appearance,
layout & landscaping)
of approved application
P/19/0447/2 for the erection of
up to 18 dwellings

These applications relate to a
listed building

P/20/2346/2 - Cradock Cottage,
74 Brook Street,
Wymeswold - Installation of
demountable flood barriers
& 2 anti-flood airbricks

P/21/1037/2 - Taylors Foundry,
Freehold Street,
Loughborough - Minor
amendments to approved
design to include: increased
width to 1 no. doorway, new
partition wall, amended gate
& emergency lighting to skip
yard & wall lining in the Activity
Room.

To view applications use
www.chnwood.gov.uk or
visit our Offices, Southfields,
Loughborough LE11 2TN.
08.30 to 16.30 Monday to
Friday

AN APPLICATION HAS BEEN SUBMITTED TO CHARNWOOD BOROUGH COUNCIL AS FOLLOWS:-

Type of application (grant or variation): GRANT

Name of Applicant: Leicestershire County Council

Premises Name: Beacon Cafe

Address of premises: Breakback Road Woodhouse Eves
LE12 8TA

Type of activity to be licensed: Days and times Licensable
activities are to take place

Sale of Alcohol (on sales) - Monday - Sunday 8:00 - 20:00

Recorded Music (indoors and outdoors): Monday - Sunday
8:00 - 20:00

Films (outdoors): Friday- Sunday 8:00 - 20:00

Plays (outdoors): Friday- Sunday 8:00 - 20:00

Live Music (indoors and outdoors): Friday- Sunday 8:00 -
20:00

Performance of Dance (outdoors): Friday- Sunday 8:00 -
20:00

Dated: Date application 08.06.2021

Any objections in respect of the application should be made
in writing, using the Representation Form which can be
found at

<https://www.chnwood.gov.uk/pages/object-to-premises-licence-or-club-certificate> to: Licensing Manager,

Charnwood Borough Council, Council Offices, Southfield
Road, Loughborough, Leicestershire, LE11 2TX, and must
be made by the following date:- 05.07.2021

A record of the application can be inspected at the Council
Offices at the aforementioned address during normal office
hours. It is an offence to knowingly or recklessly make a
false statement in or in connection with an application.
Any person found guilty of such offence shall be liable
on summary conviction to a maximum fine in the sum of
£5000.00. Guidance for making objections can be found
using the above link.

Personal visit to: Charnwood Borough Council Licensing
Section Southfield Road Loughborough Leicestershire
LE11 2TX

Writing to us at: Personal visit to: Charnwood Borough
Council Licensing Section Southfield Road Loughborough
Leicestershire LE11 2TX

**AN APPOINTMENT SYSTEM IS IN OPERATION.
PLEASE MAKE AN APPOINTMENT PRIOR TO
ATTENDING.**

General Announcements

Goods Vehicle Operator's Licence

I T Fleet Automotive LTD of I T House, Notley Enterprise
Park, Barton Road, Great Glen, Loughborough, LE11 2ND is applying

Legal Notices

PATRICIA MAGILL HERBERT
(Deceased)

Pursuant to the Trustee Act 1925 any
persons having a claim against or an
interest in the Estate of the above named,
late of 81 Holt Drive, Loughborough,
Leicestershire, LE11 3HZ, who died on
06/12/2020, are required to send written
particulars thereof to the undersigned on
or before 17/08/2021, after which date the
Estate will be distributed having regard
only to the claims and interests of which
they have had notice.

Moss Solicitors
80/81 Woodgate Loughborough
Leicestershire LE11 2XE.

item any price free online

MANDATORY CONDITIONS

Mandatory Conditions applicable to all Premises Licences & Club Premises Certificates under the Licensing Act 2003

Supply of Alcohol

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

Exhibition of Films

3. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
4. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
5. Where-
 - (a) The film classification body is not specified in the licence, or
 - (b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,admission of children must be restricted in accordance with any recommendation made by that licensing authority.
6. In this section “Children” - means persons aged under 18; and “Film classification body” means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

Door Supervision

7. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, that licence must include a condition that each such individual must:
 - (a) Be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001;
 - (b) Be entitled to carry out activity by virtue of section 4 of the Act.

8. But nothing in subsection (1) requires such a condition to be imposed:
- (a) In respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films); or
 - (b) In respect of premises in relation to:
 - (i) Any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) Any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
9. For the purposes of this section:
- (a) “Security activity” means an activity to which paragraph 2(1)(a) of that Schedule applies, and which is licensable conduct for the purposes of that Act.
 - (b) Paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Age Verification

10. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
11. The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
12. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:
- (a) a holographic mark, or
 - (b) an ultraviolet feature.

Permitted Price

13. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

14. For the purpose of this condition set out in paragraph 1:

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979(a);

(b) "permitted price" is the price found by applying the formula-

$$P = D + (D \times V)$$

Where:

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994(b).

15. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

16. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Irresponsible Drink Promotions (applicable to 'on' & 'off' sales)

17. The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
18. In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises:
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise).
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
19. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

Alcoholic Drink Measures

20. The responsible person must ensure that:

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”

Date Received 04.07.2021



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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 (Insert name)...Stella Blay**wish to make representation in relation to am application that has been made in respect of the premises described in Part 1 below.**

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Cafe Breakback Road	
Post Town Woodhouse Eaves	Post Code LE12 8TA

Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council
--

Number of premises licence or club premise certificate (if known) Not known

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

- Please
Tick ✓
- 1) A responsible authority (please complete (C) below)

☐
- 2) A member of the club to which this representation relates (please complete (A) below)

☐
- 3) Other persons (Please complete (A) or (B) below)

X

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☒ Other Title (for example, Re ☐)

Surname

Blay

First Names

Stella

I am 18 years old or over

Yes

☒

(Please Tick)

Current Address	97 Beacon Road		
Post Town	Woodhouse Eaves	Post Code	LE12 8RW

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1. | The Prevention of Crime and Disorder | <input type="checkbox"/> |
| 2. | Public Safety | <input type="checkbox"/> |
| 3. | The Prevention of Public Nuisance | X |
| 4. | The Protection of Children from Harm | <input type="checkbox"/> |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder
Public Safety During the COVID pandemic, many people have discovered the benefits of walking in nature, and visitor numbers have grown extensively. Were the use of the café area to change, this benefit will be removed. Noise from the music, films and plays, the sounds of many people consuming alcohol will destroy the tranquillity of the area, and many regular visitors will no longer wish to go to the park, denying them the associated mental and physical health benefits.
The Prevention of Public Nuisance The area proposed for this extended use of Beacon Park, is one of natural beauty, which is widely used by people who enjoy the restorative benefit of nature and wild places. Use of the area for music, plays, films and the consumption of alcohol will completely destroy the peace and quiet, not only for the human visitors to the park, but also for the wild animals (deer, foxes, badgers, squirrels, a wide variety of birds that make the park their home). The meadow next to the seating area is currently awash with orchids and other wild flowers, which have been carefully nurtured by volunteers. Were the proposed use of the café to go ahead, this area will inevitably be trampled on and destroyed. This is not an appropriate use of Beacon Park. Local residents are also likely to suffer from noise pollution, particularly in the evenings.
The Protection of Children from Harm There is a children's playground next to the café. Litter left by attendees, poses a potential threat to children playing on the equipment – particularly broken glass.

Please provide as much information as possible to support the representation

(Please read guidance note 2)

Beacon Park is a wild and natural area, which provides an adventure playground for young people, peace and quiet for older people. A place to watch birds, explore nature and appreciate a natural environment. It is not a place for artificial entertainment. The introduction of music, lights, and noise from large numbers of people gathered to drink alcohol and be entertained, will deny the current users the value they get from this wonderful park.

While outside venues are enjoyable, this is not a suitable use for this fragile area, that volunteers have spent many, many hours nurturing and caring for. The proposed use is more suitable for an urban area, where extensive foot traffic is less likely to do so much harm, and to be so intrusive.

It is inevitable that large numbers of people gathering to enjoy films, plays, music and alcohol will leave litter, and while this is not a pristine area, local residents work hard to collect and dispose of the litter left by visitors. We do not want this additional burden.

Please
Tick ✓

Have you made any representation relating to these premises before?

☐


If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	4 July 2021
Capacity	Local resident and very frequent visitor to Beacon Park		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
As above	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.

5 JUL 2021

Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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 (Insert name) Colin and Miranda Brookes **wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.**

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Café, Breakback Road, LE12 8TA	
Post Town Loughborough	Post Code LE12 8TA
Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council	
Number of premises licence or club premise certificate (if known) 	

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|-------------------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input checked="" type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mr ☒ Mrs ☒ Miss ☐ Ms ☐ Other Title (for example, Rev)

Surname

Brookes

First Names

Colin and Miranda

We are 18 years old or over

Yes



(Please Tick)

Current Address	30, Main Street Woodhouse Eaves Loughborough		
Post Town	Loughborough	Post Code	LE12 8RZ

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|---|
| 1. | The Prevention of Crime and Disorder | ✓ |
| 2. | Public Safety | ✓ |
| 3. | The Prevention of Public Nuisance | ✓ |
| 4. | The Protection of Children from Harm | ✓ |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

Consumption of alcohol in a busy public space can typically be linked to crime and disorder.

Public Safety

Public safety is put at risk when alcohol is consumed in public spaces. The public space involved is about peaceful, minimal risk, recreation in a noted Leicestershire area of outstanding natural beauty and site of scientific interest. The potential disturbance to flora and fauna is also of crucial significance as the application is for extending public activity generally and the type of activity in particular.

The Prevention of Public Nuisance

The concomitant likely increases in the accumulation of rubbish and litter – cans, bottles, cardboard, paper, plastic containers, etc., is likely inevitable, thereby contributing to public nuisance.

Recorded music can be especially problematic – one person's 'loud and offensive' can be another person's 'soft and calmly relaxing.'

The Protection of Children from Harm

Harms associated from all the above would be more rather than less likely. Examples would include inept, alcohol influenced vehicle manoeuvres – parking and leaving the site.

Please provide as much information as possible to support the representation

(Please read guidance note 2)

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

No

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	
Capacity	Representative		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

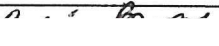
Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	 S	Date	28 June 2021
Capacity	Representative S		

Date Received 05.07.2021



The
countryside
charity

Leicestershire

Charity number 1164985

www.cpreleicestershire.org.uk

Charnwood District Group

R F Hoyland, Chair
Joyce Noon, Vice Chair
CPRE Charnwood
Garden Cottage
Off Meynell Road
Quorn
Loughborough
Leicestershire LE12 8BG

Tel: 01509

Email:

Licensing Section
Charnwood Borough Council,
Southfield Road
Loughborough, LE11 2TX

April 16th, 2021

**Licensing Application for Beacon Hill Café, Breakback Road, Woodhouse Eaves,
Loughborough LE12 8TA. Applicant: Leicestershire County Council.**

Dear Sirs,

On Behalf of CPRE Charnwood District I attach a completed form of Representations on a Current Application for the Grant of a Premises License under the Licensing Act 2003.

We consider that the application raises significant concerns regarding The Prevention of Crime & Disorder, Public Safety, The Prevention of Public Nuisance, and the Protection of Children from Harm and ask that our objections be fully taken into account.

Yours faithfully,

R F Hoyland



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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: *R F Hoyland, Chair of CPRE Charnwood* wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Café, Breakback Road, Woodhouse Eaves	
Post Town Loughborough	Post Code LE12 8TA

Name of premises licence holder or club holding club premises certificate (if known) Not known
--

Number of premises licence or club premise certificate (if known) Not known

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | A responsible authority (please complete (C) below) | ✓ |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Rev,)

Surname

First Names

I am 18 years old or over

Yes

☐

(Please Tick)

Current Address			
Post Town		Post Code	

Daytime contact telephone number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address
CPRE Charnwood (The Countryside Charity) c/o R F Hoyland, Garden Cottage, Off Meynell Road, Quorn, Loughborough LE12 8BG

Telephone Number (If any)	01509
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|---|
| 1. | The Prevention of Crime and Disorder | ✓ |
| 2. | Public Safety | ✓ |
| 3. | The Prevention of Public Nuisance | ✓ |
| 4. | The Protection of Children from Harm | ✓ |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

- The proposed opening hours and remote location are likely to encourage abuse. Access to the site along unclassified country roads, particularly on winter evenings is potentially dangerous and there is no realistic public transport alternative. The large car park may facilitate after hours drinking when the bar has closed. Day time parking in the summer is already a nuisance (see below).
- The surrounding area is plagued with visits from drug users who dump cannabis waste along local roads. General littering including beer cans and drinks bottles are also a problem and would be likely to increase if the license was granted.
- We note also that the majority of horse riders who regularly use the permissive bridleway which adjoins the café, are women and likely to be the target of loutish behaviour from drink fuelled visitors.

Public Safety

- Loud music and the proposed entertainment activities threaten the safety of the many horse-riders who use the permissive bridleway and box their horses near to the café away from walkers using the main footpath on the other side of the car park. The proposed events are likely to spook horses which then become a danger to the public.
- There are already tailbacks along Breakback Road due to parking and access difficulties, particularly in the summer. As a result there are significant public safety and nuisance issues which will be impacted adversely by the licensing proposal.

The Prevention of Public Nuisance

- A key function of country parks is to emphasise and protect the natural world and provide an escape from the man made world of work and industry. The noise and lighting associated with the proposed activities will impact adversely on safeguarding wildlife and the quiet enjoyment of the countryside.
- There are already parking problems, particularly in summer months resulting in queuing to access the site with consequent rogue parking, delays and safety issues along Breakback Road. The proposed drinks and events license will exacerbate this nuisance.

The Protection of Children from Harm

- Country parks exist to encourage an appreciation and understanding of countryside and its values and are particularly important as an aspect of children's education. The attendance of responsible young families with children is likely to be discouraged by the possibility of inappropriate behaviour from drink fuelled visitors together with the real possibility that wildlife will move away.

Please provide as much information as possible to support the representation

(Please read guidance note 2)

I write as Chair of CPRE Charnwood District a group within CPRE Leicestershire whose members strongly object to this application. CPRE is 'The Countryside Charity' formerly known as The Campaign to Protect Rural England.

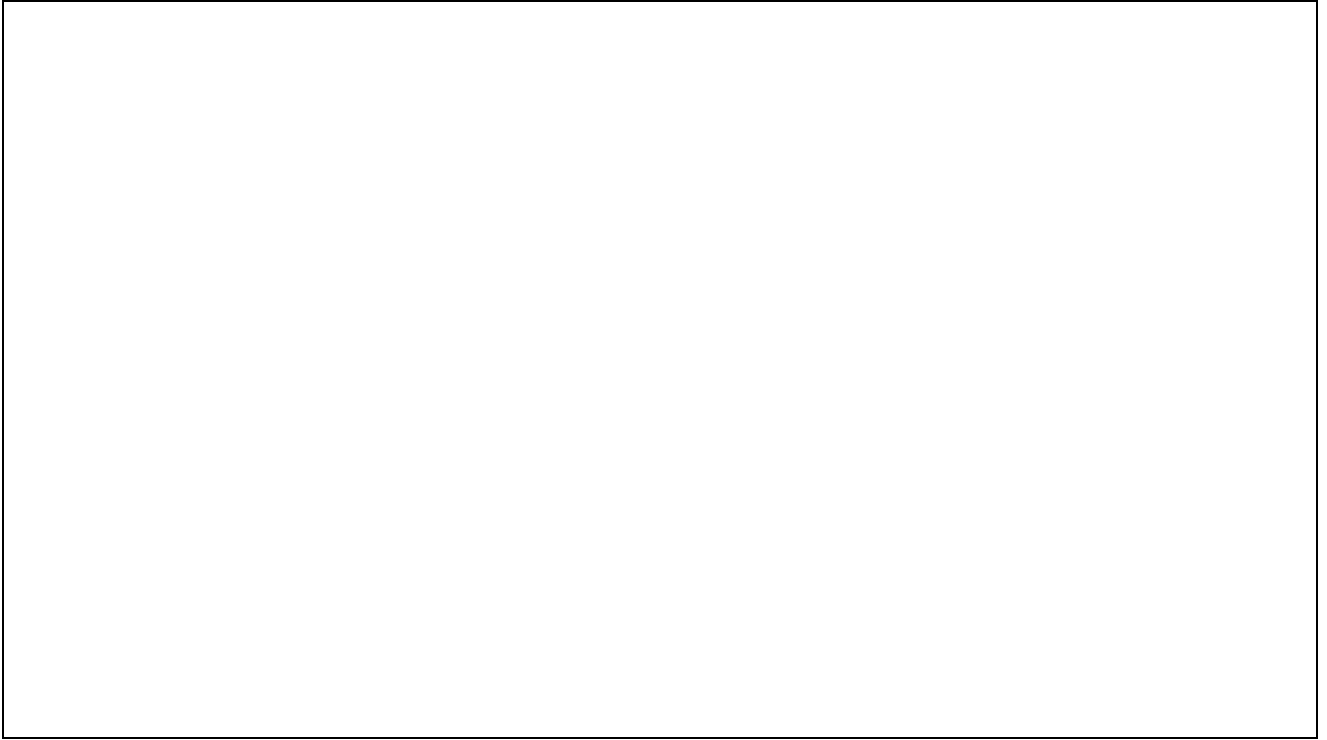
We consider that the supply of alcoholic drink sales together with the proposed live music, outdoor dance, play and film performances are inconsistent with the true purpose of a rural country park, particularly with regard to hours of opening. We suggest that alcoholic drink sales from 8.0am cannot be justified and would be likely to encourage abuse by visitors having no interest in wildlife or rural pursuits which should be the main focus of the park.

Specifically, we note that the proposed drink and entertainment activities adjoin a permissive bridleway used by many horse riders who also box their horses near to the café to avoid conflict with walkers using the main footpath on the far side of the car park. The risk of spooking horses presents a real danger to the public.

We further note that the majority of horse-riders are women who fear that the proposals may lead to their becoming a target for drink fuelled loutish behaviour. For similar reasons we feel that family groups with young children also will be discouraged.

The remote location, large car park and absence of public transport is likely to encourage drinking and driving to an area which already suffers from drug use visitors who fly tip cannabis waste along country roads and litter verges with drinks cans and bottles.

As presented we feel that this application is ill conceived, likely to lead to many unintended adverse consequences and cannot be approved.



Please
Tick ✓

Have you made any representation relating to these premises before?

No

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

No previous objection

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	16 th April 2021
Capacity	Chair of CPRE Charnwood; Trustee CPRE Leicestershire		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
As noted above	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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 (Insert name).....Colin Fox.....wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description The Beacon Café, Breakback Road, Woodhouse Eaves.	
Post Town Loughborough.	Post Code

Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council
--

Number of premises licence or club premise certificate (if known) n/k

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | x |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Re)

Surname

Colin

First Names

Fox

I am 18 years old or over

Yes

☒

(Please Tick)

Current Address	105 Beacon Road, Woodhouse Eaves.		
Post Town	Loughborough	Post Code	LE12 8RW

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|----------------------------|
| 1. | The Prevention of Crime and Disorder | <input type="checkbox"/> x |
| 2. | Public Safety | <input type="checkbox"/> x |
| 3. | The Prevention of Public Nuisance | <input type="checkbox"/> x |
| 4. | The Protection of Children from Harm | <input type="checkbox"/> x |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

The intensified use and the introduction of day-long access to alcohol, will exacerbate litter and antisocial behaviour (there is enough of the latter and too much of the former without the 'help' of these proposals)?

Public Safety

The benefits, both mental and emotional, of access to the countryside are well documented and the Beacon a safe place to enjoy that experience. How on earth is the experience of nature likely to be enhanced by alcohol! Is there to be nowhere a family can take their children for a family picnic or a nature walk not influenced by alcohol?

The Prevention of Public Nuisance

Apart from increased litter and the risk of antisocial behaviour attendant upon unrestricted access to alcohol the proposals for music and dancing/events are a concern. As a resident of Beacon Road I am less concerned about disturbance of my peace and quiet (traffic permitting) than I am for the further diminution of what most people who love the Beacon love it for. In this regard the LCC has ample room for such activity on the West Beacon fields, where they present the annual Wood Fair, there can be no good reason for disturbing other parts of the Beacon with un-natural activity.

The Protection of Children from Harm

Is there to be nowhere a family can take their children for a picnic or a nature walk not influenced by alcohol? Currently, if parents want to take their children to the Beacon for a picnic they might reasonably expect their choice of location to be (relatively) alcohol free, this proposal seeks to introduce unrestricted alcohol sales. Perhaps the applicant can explain how this will contribute to protecting children from public harm unless they propose to have full time wardens patrolling the affected area to exclude undesirables and prevent anti social behaviour

Please provide as much information as possible to support the representation

(Please read guidance note 2)

As one who has frequented the Beacon for more than 40 years I see this as the latest episode in a death by a thousand cuts!

Is there no end to LCCs attempts to turn the Beacon into a suburban theme park rather than the place of quiet, natural beauty and of mystery beloved by children of all ages? I ask the question, how will this help to educate children about the joys of nature and wildlife currently in catastrophic decline, not least by urbanisation? And how will the introduction of increased litter, increased noise and increased disturbance enhance that experience.

Families who cannot enjoy a picnic without alcohol can go to a pub garden, or they can bring it with them.

For the sake of children, for the sake of nature and to avoid disturbance to neighbours, including Charnwood Golf Club, I urge you to reject this application.

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

n/a

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	C A Fox	Date	2021-06-29
Capacity	Concerned resident		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.

Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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 (Insert name).....PETER HARTLEY.....wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description <div style="text-align: center; font-family: cursive;"> BEACON CAFE BREAKBACK ROAD WOODHOUSE EAVES </div>	
Post Town <div style="text-align: center; font-family: cursive;">LOUGHBOROUGH</div>	Post Code <div style="text-align: center; font-family: cursive;">LE12 8TA</div>

Name of premises licence holder or club holding club premises certificate (if known) <div style="text-align: center; font-family: cursive;">LEICESTERSHIRE COUNTY COUNCIL</div>

Number of premises licence or club premises certificate (if known)

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | |
|--|-------------------------------------|
| 1) A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) Other persons (Please complete (A) or (B) below) | <input checked="" type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Re)

Surname

HARTLEY

First Names

PETER

I am 18 years old or over

Yes ☐ (Please Tick)

Current Address	28 JUNIPER WAY		
Post Town	LOUGHBOROUGH	Post Code	LE11 2QA

Daytime contact telephone number

--

E-mail address (optional)

--

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

1. The Prevention of Crime and Disorder
2. Public Safety
3. The Prevention of Public Nuisance
4. The Protection of Children from Harm

☐☐☒☐

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

Public Safety

The Prevention of Public Nuisance

DAMAGE SUFFERED BY THE PUBLIC
ENVIRONMENTAL DAMAGE AND NOISE POLLUTION
LOSS OF AMENITY
OFFENSIVE PUBLIC BEHAVIOUR

The Protection of Children from Harm

Please provide as much information as possible to support the representation

(Please read guidance note 2)

I HAVE CONCERNS THAT THERE WILL BE CONSIDERABLE DAMAGE TO THE NATURAL WILDLIFE ENVIRONMENT DUE TO NOISE POLLUTION AND INCREASING NUMBERS OF PEOPLE IN THE VICINITY OF THE CAFE, WITH THE INEVITABLE NEED TO INCREASE CAR PARKING AREAS WHICH WILL ENCROACH INTO THE SURROUNDING WOODLAND.

THE RISK OF PUBLIC BEHAVIOUR BECOMING OFFENSIVE WILL BE INCREASED IF AN ALCOHOL LICENSE WAS GRANTED.

I BELIEVE THAT THE LICENSE WOULD RESULT IN A LOSS OF AMENITY FOR THE PUBLIC WHO CURRENTLY USE THE PARK TO ENJOY THE NATURAL ENVIRONMENT WITH THEIR FAMILIES.

A LICENSE WOULD DAMAGE A LOVELY LOCAL ASSET.

Please
Tick ✓

Have you made any representation relating to these premises before?



If Yes, please state the date of that representation

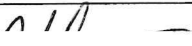
Day		Month		Year			
1	6	0	4	2	0	2	1

If you have made representation before relating to these premises please state what they were and when you made them.

MY PREVIOUS REPRESENTATION WAS THE
SAME AS THIS REPRESENTATION AS, ALTHOUGH
THE PRESENT APPLICATION MAY HAVE CHANGED,
THE BASIS OF MY OBJECTIONS HAVE NOT.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	23rd JUNE 2021
Capacity			

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)

Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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I/We (Insert name) ANN IRVINGwish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Hill Country Park Café Breakback Road Woodhouse Eaves	
Post Town Loughborough	Post Code LE12 8TA

Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council
--

Number of premises licence or club premise certificate (if known) -

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|-------------------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input checked="" type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☒ Other Title (for example, Rev,)

Surname

IRVING

First Names

ANN

I am 18 years old or over

Yes

☒

(Please Tick)

Current Address	Scarsdale Cottage 272 Forest Road Woodhouse		
Post Town	Loughborough	Post Code	LE12 8UA

Daytime contact telephone
number

01509

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

-

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|---|
| 1. | The Prevention of Crime and Disorder | ✓ |
| 2. | Public Safety | ✓ |
| 3. | The Prevention of Public Nuisance | ✓ |
| 4. | The Protection of Children from Harm | ✓ |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

Alcohol availability always risks disorder: people can drink to excess, or be inebriated before they arrive. Proposed operating hours risk all-day drinking, for each day of the week. Most visitors have to arrive by car, extending risk to crime on the highway. This is clearly a risk for the 4 pubs in the village; licensing the Beacon café would add a fifth. The exit is at a dangerous point on a national speed limit road, with no or limited verges for walkers and crossings for horse riders. It has a history of collisions, along the road and at the Beacon exits.

Public Safety

Evening lockups by female staff in this remote spot would be unsafe.

In addition to the road risks noted above are risks from inappropriate behaviour to those using the park for walking, running, riding and cycling. Many people drink responsibly, some do not. With four existing alcohol-drinking places in the village, and a shop that sells alcohol up to closing time at 20:00, Beacon café licensing adds to existing issues which, although rare, cannot be described as non-existent.

The Prevention of Public Nuisance

Since the café opened, litter has increased in that area and a little beyond it from people who walk around with their drinks. Most mornings the area is littered. On busy, sunny weekends this can be excessive. The bins already overflow at busy times - unpleasant for those who arrive afterwards, including most Monday mornings.

The Protection of Children from Harm

With alcohol available all day, of course children can be at risk from parents who overdo their drinking and might fail to monitor children using play equipment or wandering off, or from parents who then drive them home after having had a drink.

Please provide as much information as possible to support the representation

(Please read guidance note 2)

I visit the Beacon several times a week, most often via the lower car park. The entry system slows down the inward flow. I have suggested that at busy times, the barrier should be left open because visitors must pay to leave, so income would be maintained.

Sundays and Bank Holidays – traffic safety:

- There have been many complaints about Breakback Road being blocked by vehicles queueing to enter the car parks – it is impossible for through traffic to travel along Breakback Road unless they join the queue because passing is impossible. This applies to emergency vehicles as much as to domestic and commercial ones. It also applies to both entrances, each of them at dangerous points on their respective highways, both of them on national speed limit roads.
- I am a founding member of the Woodhouses Traffic Watch Group, set up in 2004 because of carnage on parish roads – carnage that resulted in over 60 fatalities plus serious injuries and other non-injury collisions over a 40-year period. Our monitoring of speeds for around 15 years resulted in 24/7 speed data for Beacon Road among others, demonstrating excessive speeds that only the 12-month average speed cameras trial mitigated. We have photographs for many RTCs, data for most parish roads with 30/40 mph speed limits.

Heritage impact:

- To walk, run, cycle or ride outside of café hours offer the tranquillity that many seek for their health and wellbeing. The only sounds are footsteps and hooves, birdsong, the rustling of leaves, the occasional passer-by, maybe a dog's excited bark, possibly a scampering squirrel or the hoot of an owl much later. To disturb these features, even if only at weekends, is to deny the promise to protect Charnwood's "irreplaceable resources which contribute greatly to our well-being and sense of place" that have been made in successive Local Plans.
- Beacon Hill gives the community an iron age hill fort, a SSSI, rare heathland, magnificent views, and part of the 75-mile National Forest Way. The character is distinctive. It lacks the space of Bradgate Park, where perhaps its greater area allows tranquillity away from their events.

Context

- This area is close to theatres, music venues, convivial pubs and cafes. If any of those activities are wanted, they are not far away. But peace and quiet, nature in abundance, a lack of traffic, a safe place to exercise – these are not so close and are the reason why these spaces were given to the community by their benefactors.
- Would Temporary Event Notices be better? They provide exact details e.g. how many people, what type of event, start and finish time etc so authorities can decide whether or not to approve each one. An open licence could mean fireworks, loud noise, excessive frivolity, on top of more cars, alcohol, litter, any day or night and, as usual, publicity that relies on having seen on-site posters. For example, I have turned up for a quiet walk to be accosted by noisy & scary dog running events taking over paths.

Please
Tick ✓

Have you made any representation relating to these premises before?

✓ ☐

If Yes, please state the date of that representation

Day		Month		Year			
1	2	0	4	2	0	2	1

If you have made representation before relating to these premises please state what they were and when you made them.

Erection of the café – can't find this sadly. Issues would have been about litter, safety of staff, proximity of horse track, thefts

Car park extension design and surfacing 30 July 2019 – ugly, urban

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	5 July 2021
Capacity	Local resident & car park annual pass holder		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
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Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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I/We (Insert name) Robert and Margaret Lush.....wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Lower Beacon car park	
Post Town Loughborough	Post Code

Name of premises licence holder or club holding club premises certificate (if known) Charnwood Borough Council
--

Number of premises licence or club premise certificate (if known)
--

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | tick |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Re ☐)

Surname

Lush

First Names

Robert and Margaret

I am 18 years old or over

Yes ☐ (Please Tick)

Current Address	125 Maplewell Road Woodhouse Eaves		
Post Town	Loughborough	Post Code	LE12 8QY

Daytime contact telephone
number

01509

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1. | The Prevention of Crime and Disorder | <input type="checkbox"/> |
| 2. | Public Safety | <input type="checkbox"/> |
| 3. | The Prevention of Public Nuisance | tick |
| 4. | The Protection of Children from Harm | <input type="checkbox"/> |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder
Public Safety
The Prevention of Public Nuisance The playing of music from 8am to 8pm in a local beauty spot and recreational area is inappropriate and will cause a nuisance to both local residents and all those visiting Beacon Hill Country Park
The Protection of Children from Harm

Please provide as much information as possible to support the representation

(Please read guidance note 2)

Beacon Hill Country Park is an attractive and peaceful area to which people come to escape noise and the bustle of everyday life. Whilst it is appreciated that funding is restricted because of the current impact of austerity the licence for any music is damaging to the purpose of a Country Park. For such an important local amenity that is appreciated by residents throughout Leicestershire and many beyond, the licencing of music is both damaging and detrimental. This application has not been given adequate publicity.

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	Robert and Margaret Lush	Date	5 July 2021
Capacity			

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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I/We (Insert name).....wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description The Beacon Cafe	
Post Town	Post Code

Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council
--

Number of premises licence or club premise certificate (if known)
--

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- 1) A responsible authority (please complete (C) below) ☐
- 2) A member of the club to which this representation relates (please complete (A) below) ☐
- 3) Other persons (Please complete (A) or (B) below)
☐ x

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☒ Miss ☐ Ms ☐ Other Title (for example, Rev,)

Surname

Marjoram

First Names

Elizabeth

I am 18 years old or over

Yes

☐

(Please Tick)

Current Address	4 Woodhouse Rd Quorn		
Post Town	Loughborough	Post Code	LE12 8ED

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|----------------------------|
| 1. | The Prevention of Crime and Disorder | <input type="checkbox"/> x |
| 2. | Public Safety | <input type="checkbox"/> x |
| 3. | The Prevention of Public Nuisance | <input type="checkbox"/> x |
| 4. | The Protection of Children from Harm | <input type="checkbox"/> x |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

Long licence hours will increase the risk of anti social behaviour at this public facility with proposed 8am until 8pm all week long drinking hours, it is not served by public transport and will encourage drinking and driving

Public Safety

The emotional and mental wellbeing of users of the Beacon is vital. This is a treasured facility for tranquil walks to appreciate nature and watch wildlife, this will not be safeguarded with this proposal

The Prevention of Public Nuisance

Dear Sirs I wish to record my objection to this licensing application on the grounds that nature is already sufficiently entertaining; these added entertainments would detract from the enjoyment of local people wishing to access and appreciate nature in peace and quiet, it would also adversely affect wildlife which will be discouraged or harmed by loud noises and rubbish. It would be a public nuisance in my opinion.

Sadly in an attempt to widen the appeal of the Beacon, the applicant is losing sight of its central purpose as a treasured local facility, to get people to take fresh air and exercise and enjoy nature – not sit on their bottoms even more, eating, drinking and smoking and making a lot of noise.

This location can already host events for a very significant number of days of the year using permitted development rights and temporary licence applications. They have not done so and there is no data or monitoring evidence to show what impact these events would have on users of the Beacon or the wildlife. The applicant should be required to utilise those rights in the first instance and to provide 12 months of data so that this application can be properly assessed given the importance and sensitivity of this site.

The Protection of Children from Harm

I'm disappointed by the wide extent of the licensing application, The Beacon is very popular with young families, I really don't think it's fitting for a family facility to be serving alcohol all day long. If people want this they can take their children to a pub however most families do not want to take their children to a pub from 8am to 8pm because it's not appropriate for children to be around all day drinking. I think the proposal fails to safeguard children and provide appropriate environments for them to take important recreational activity.

Please provide as much information as possible to support the representation

(Please read guidance note 2)

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	EHM (signed electronically)	Date	28.6.21
Capacity	I am the representative		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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I/ (Insert name).....**Liz**

Randall.....wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Café Breakback Road Woodhouse Eaves	
Post Town Loughborough	Post Code LE12 8TA

Name of premises licence holder or club holding club premises certificate (if known)

Number of premises licence or club premise certificate (if known)
--

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|--------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☒ Miss ☐ Ms ☐ Other Title (for example, Re)

Surname

Randall

First Names

Elizabeth

I am 18 years old or over

Yes

☒

(Please Tick)

Current Address	101 Maplewell Road Woodhouse Eaves		
Post Town	Loughborough	Post Code	LE12 8QY

Daytime contact telephone
number

01509

E-mail address (optional)

uk

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|----|
| 1. | The Prevention of Crime and Disorder | / |
| 2. | Public Safety | /□ |
| 3. | The Prevention of Public Nuisance | /□ |
| 4. | The Protection of Children from Harm | □/ |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

The proposed opening hours and remote location are likely to encourage abuse.

Access is along unclassified country roads and there is no public transport nearby so more cars with perhaps drink/ drive problems ? General littering is already a problem and would be likely to increase if the license were to be granted

A bridleway runs alongside the café and horse riders could be exposed to loutish behaviour by people having had too much to drink

Public Safety

Loud music and the proposed entertainment activities threaten the safety of many horse riders who use the permissive bridleway Many riders box their horses on the car park and the noise etc could spook a horse that would then be a danger to the public There are already tailbacks along Breakback Road caused by people trying to access the park and this would only get worse.

The Prevention of Public Nuisance

The main function of a country park is to protect the natural world and provide an escape from the man made world of work and industry. The noise and lighting associated with the proposals will impact adversely on safeguarding the wildlife and the quiet enjoyment of the countryside.

There are already parking issues and queuing to access the park, People abandon cars on verges and on the roads already so these proposals would make it worse.

The Protection of Children from Harm

Country parks exist to encourage an appreciation and understanding of the countryside for all but especially for children .The attendance of responsible young families with children is likely to be discouraged by the possibility of inappropriate behaviour of drink fuelled visitors together with the real possibility that wildlife will move away

Please provide as much information as possible to support the representation

(Please read guidance note 2)

I hold a season ticket to the Beacon and visit many times a week.

I also am part of the local litter picking group and know that there is a major problem in the area which would just get worse if these proposals go ahead.

I also am a member of the Woodhouse Traffic Watch Group and know from the data we have collected over the years, that the roads are already congested and made worse by rogue parking(by people avoiding the car park charges),

Country parks are meant to be for the quiet enjoyment of surroundings and nature .The light pollution alone would drive wildlife away and having alcoholic drinks on sale from 8am cannot be justified and would be likely to encourage abuse by visitors having no interest in wildlife or country pursuits which **should** be the main focus of the park.

Some horse riders would have difficulty with the noise and activities and the horses could spook which could be a danger to the public

There are several pubs in the village so there is no need for another outlet to fuel anti social behaviour

There is no public transport to the Beacon so that will mean driving there and therefore encourage more drink driving.

I feel that the application is totally at odds with the true purpose of a Country Park

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	_____	Date 05/07/2021	
Capacity	Local resident. Member of Woodhouse Traffic Watch Group .		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.

Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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, **CATHERINE SCHOU**

wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description BEACON CAFÉ BEACON HILL COUNTRY PARK	
Post Town WOODHOUSE EAVES	Post Code LE128TA

Name of premises licence holder or club holding club premises certificate (if known)

Number of premises licence or club premises certificate (if known)

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|-------------------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input checked="" type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☐ Miss ☐ Ms ☒ Other Title (for example, Rev,)

Surname

CATHERINE

First Names

SCHOU

I am 18 years old or over

Yes ☐ (Please Tick)

Current Address	4, MILL ROAD, WOODHOUSE EAVES.		
Post Town	LOUGHBOROUGH	Post Code	LE128RD

Daytime contact telephone
number

01509

E-mail address (optional)

com

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|-------------------------------------|
| 1. | The Prevention of Crime and Disorder | <input type="checkbox"/> |
| 2. | Public Safety | <input checked="" type="checkbox"/> |
| 3. | The Prevention of Public Nuisance | <input checked="" type="checkbox"/> |
| 4. | The Protection of Children from Harm | <input checked="" type="checkbox"/> |

Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder
Public Safety VEHICULAR ACCESS (see notes)
The Prevention of Public Nuisance DAILY RECORDED MUSIC AND ALCOHOL SALES OUTDOORS (see notes)
The Protection of Children from Harm PROXIMITY OF PREMISES TO CHILDRENS PLAYGROUND (see notes)

Please provide as much information as possible to support the representation

(Please read guidance note 2)

PUBLIC SAFETY

The access to Beacon Hill Country Park is on a country lane on the blind summit of a hill. Traffic queuing to enter presents a hazard to vehicles travelling along the road. The police have been involved in this location in the recent past due to safety concerns. Events held here would cause high volumes of traffic at specific times, risking public safety.

PREVENTION OF PUBLIC NUISANCE

The definition of a Country Park, according to data.gov.uk is "Public Green Spaces...which provide places to enjoy the outdoors and experience nature in an informal semi-rural park setting." Playing recorded music outdoors all day from 8am-8pm is intrusive in this setting and constitutes a public nuisance to other park users who come to enjoy the outdoors and experience nature. The daily outdoor music of a Country Park should be birdsong, which is what many people go there to enjoy.

In regard to facilities the definition states: "Country Parks normally have some facilities, such as a car park, toilets, perhaps a café or kiosk, paths and trails and visitor information." Daily sales of alcohol from 8am-8pm means the café would function as a pub, which presents potential for conflict with recreational park users (see below) and has implications for its access by road users. As the adjacent village already has 4 pubs, there is no need for another pub in this location.

The Protection of Children from Harm

Adjacent to the site of application is a large children's playground, which includes equipment for all ages of children. It is used by the public, and licensing alcohol and events would create an environment for children which would need monitoring.

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

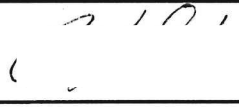
If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	18.06.21.
Capacity			

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
As above.	
Post Town	Post Code

Telephone Number (if any)	As above.
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



-7 JUL 2021

**Representations on a Current Application for a Grant/Variation/Review of a
Premises Licence or Club Premises Certificate under The Licensing Act
2003**

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 (Insert name) RICHARD SILLETT wish to make representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description BREAKBACK ROAD WOODHOUSE EAVES LE12 8TA	
Post Town Loughborough	Post Code LE12 8TA.

Name of premises licence holder or club holding club premises certificate (if known) BEACON CAFE (LEICS. COUNTY COUNCIL)
--

Number of premises licence or club premise certificate (if known)
--

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- | | | |
|----|---|-------------------------------------|
| 1) | A responsible authority (please complete (C) below) | <input type="checkbox"/> |
| 2) | A member of the club to which this representation relates (please complete (A) below) | <input type="checkbox"/> |
| 3) | Other persons (Please complete (A) or (B) below) | <input checked="" type="checkbox"/> |

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☒ Mrs ☐ Miss ☐ Ms ☐ Other Title (for example, Re)

Surname

SILLETT

First Names

RICHARD GARY

I am 18 years old or over

Yes ☒ (Please Tick)

Current Address

77
BEACON ROAD
WOODHOUSE EAVES
Post Town LOUGHBOROUGH Post Code LE12 8RW

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)

E-Mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)

E-Mail address (optional)

This representation relates to the following licensing objective(s)

1. The Prevention of Crime and Disorder
2. Public Safety
3. The Prevention of Public Nuisance
4. The Protection of Children from Harm

Please
Tick ✓



Please state the ground(s) for representation (please read guidance note 1)

The Prevention of Crime and Disorder

"ALCOHOL IS A FACTOR IN AROUND 39% of all VIOLENT CRIMES IN ENGLAND, AS WELL AS CONTRIBUTING TO PUBLIC DISORDER & ANTI-SOCIAL BEHAVIOUR" SAY ALCOHOLCHANGE.ORG.UK. BY ENCOURAGING MORE ALCOHOL USE (ON-SALES 12hrs a day, 7 days), CRIME & DISORDER CAN ONLY INCREASE.

Public Safety

ALCOHOL IS A PROVEN FACTOR IN VIOLENT CRIMES. PARKING ISSUES WERE HIGHLIGHTED ON POPULAR DAYS DURING THE PANDEMIC - LONG QUEUES ON BREAKBACK ROAD, LEADING TO 'BLIND' OVERTAKING, & VEHICLES IN & ON VERGES, DANGEROUSLY PARKED & PEDESTRIANS WALKING IN ROADS.

The Prevention of Public Nuisance

BAY PARKING LEADS TO HIGHWAY OBSTRUCTION ON SURROUNDING ROADS.
NOISE FROM OUTDOOR RECORDED MUSIC (AGAIN, 7 DAYS A WEEK)
WASTE MANAGEMENT: VENUE TOILETS ARE RARELY FUNCTIONING AND PUBLIC TOILETS CLOSE AT 4pm.
NO LITTER BINS / COLLECTION POINTS.

The Protection of Children from Harm

Please provide as much information as possible to support the representation

OBJECTIVE 1
(Please read guidance note 2) Is there any evidence from the applicant that existing cafe users are asking for alcohol provision? (Why 12 hours a day, every day?) Most visitors arrive by vehicle and the drivers should certainly not be encouraged to drink. In my experience, coffee, tea and soft drinks are the main sales in the cafe, an alcohol offer might only be of interest for an event, could a weekend / evening licence not be more suitable? How would special events be stewarded / policed and by whom?

OBJECTIVE 2
Already, at busy times there are Highway Obstructions particularly on Blackbush Road but also spilling onto Beacon Rd. Double yellow lines and temporary signs about queuing are ignored. Verge and obstructive parking to avoid charges / waiting is often seen with no control, supervision or enforcement in evidence. This does not affect the staff or running of the cafe but can severely impact road users, locals and general visitors not coming to use the cafe.

OBJECTIVE 3
Has there been any evidence of people requesting outdoor music? Outside recorded music will surely affect all park users in the vicinity, not just those using the cafe? The existing sounds of nature are surely enough for most?

Toilet provision needs to be rethought for any potential events after 4pm. Waste management also needs addressing as volunteer litter picks provide the only regular cleaning I am aware of.

CONCLUSION
Having moved to this location specifically for the benefits of the country park, I am very disappointed by this attempt at exploitation of the facility. An area like Beacon Hill is very special. It is the last refuge for many flora and fauna. For some folk, it has been a sanctuary, a place for tranquility in these difficult times. I cannot see how this application will improve the essential attraction of Beacon Hill, or how it fits with LCC's Action for Nature Plan.

BEACON HILL COUNTRY PARK,
THE CLUE IS IN THE NAME!

Please
Tick ✓

Have you made any representation relating to these premises before? **NO**

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

6

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature		Date	4/7/21
Capacity	LOCAL RESIDENT + PARK (and cafe) VISITOR.		

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
3. The representation form must be signed.
4. A representative's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this representation.
6. For further information about the Licensing Act 2003 please contact: The Licensing Section, Charnwood Borough Council, Southfield Road, Loughborough, Leicestershire, LE11 2TX. Tel: 01509 634562 Email: Licensing@charnwood.gov.uk.



Representations on a Current Application for a Grant/Variation/Review of a Premises Licence or Club Premises Certificate under The Licensing Act 2003

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 (Insert name)...

Susan Bird.....wish to make
representation in relation to an application that has been made in respect of the premises described in Part 1 below.

PART 1 – PREMISES OR CLUB PREMISES DETAILS

Postal Address of Premises or Club Premises, or if none, ordnance survey map reference or description Beacon Cafe Woodhouse Eaves Leics	
Post Town Loughborough	Post Code LE12 8TA

Name of premises licence holder or club holding club premises certificate (if known) Leicestershire County Council
--

Number of premises licence or club premises certificate (if known)

PART 2 – DETAILS OF PERSON MAKING REPRESENTATION

Please
Tick ✓

- 1) A responsible authority (please complete (C) below) ☐
- 2) A member of the club to which this representation relates (please complete (A) below) ☐
- 3) Other persons (Please complete (A) or (B) below) tick

(A) DETAILS OF INDIVIDUAL MAKING REPRESENTATION (fill in as applicable)

Mr ☐ Mrs ☒ Miss ☐ Ms ☐ Other Title (for example, Rev,)

Surname

First Names

I am 18 years old or over

Current Address	2A Woodhouse Road Quorn Leics		
Post Town	Loughborough	Post Code	LE12 8ED

Daytime contact telephone
number

E-mail address (optional)

(B) DETAILS OF OTHER PARTY MAKING REPRESENTATION (e.g Body or Business)

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

(C) DETAILS OF RESPONSIBLE AUTHORITY MAKING REPRESENTATION

Name and Address

Telephone Number (If any)	
E-Mail address (optional)	

This representation relates to the following licensing objective(s)

Please
Tick ✓

- | | | |
|----|---|----------|
| 1. | The Prevention of Crime and Disorder | yes/tick |
| 2. | Public Safety | yes/tick |
| 3. | The Prevention of Public Nuisance | yes/tick |
| 4. | The Protection of Children from Harm | yes/tick |

Please state the ground(s) for representation (please read guidance note 1)

<p>The Prevention of Crime and Disorder</p> <p>Twelve hours of alcohol sales every day in a wide, unsupervised area may lead to irresponsible, inappropriate and drunken behaviour.</p> <p>Most people would arrive by car and may be tempted to drive under the influence of drink.</p>
<p>Public Safety</p> <p>The health of the public is at risk. We should be encouraged to take exercise, and benefit mentally and emotionally from the peace and tranquillity of this beauty spot, rather than sitting around drinking alcohol and smoking, while listening to outdoor music.</p>
<p>The Prevention of Public Nuisance</p> <p>Outdoor music will spoil the peace and tranquillity of an important beauty spot for residents, walkers, golfers and wildlife, particularly as this could be for twelve hours a day. I am concerned that parking for events has not been given enough thought, as moving vehicles and children will be in close proximity. If the proposed extra parking is on the wildflower meadow next to the children's play area, it will destroy a meadow full of orchids, insects, invertebrates and small mammals which the public will no longer be able to appreciate.</p>
<p>The Protection of Children from Harm</p> <p>Children's mental and emotional development can only be harmed by extra exposure to alcohol consumption, and they may even witness inappropriate and drunken behaviour, right next to the children's play area. Since children copy adults, they will grow up thinking that a trip to the countryside means sitting around listening to music, and drinking, rather than exploring the woods and listening to the birds.</p> <p>This is my professional opinion as a retired primary school teacher.</p>

Please provide as much information as possible to support the representation

(Please read guidance note 2)

I visit the Beacon Country Park every week, and I find it a wonderful asset to our community. During the pandemic, it was clear that local people really appreciated the accessibility of the area, and it was exceptionally busy with families walking and exploring. It is widely reported that being outdoors and enjoying the natural world contribute to mental well-being.

In the current health crisis, the government has identified obesity and mental welfare as areas of concern.

Surely our local council should be seeking to address this with opportunities for healthy outdoor activities, rather than encouraging us to sit around drinking alcohol?

Please
Tick ✓

Have you made any representation relating to these premises before?

☐

If Yes, please state the date of that representation

Day		Month		Year			

If you have made representation before relating to these premises please state what they were and when you made them.

Part 3 – Signatures (Please read guidance note 3)

Signature of representative or representative's solicitor or other duly authorised agent. (See guidance note 4) If signing on behalf of the representative please state in what capacity.

Signature	Susan Bird	Date	1 st July 2021
Capacity			

Please Note – Your address will be a matter of public records if the application to which this representation relates is referred to the Licensing Committee to determine at a Hearing.

Contact name (where not previously given) and address for correspondence associated with this representation. (Please read guidance note 5)	
As above	
Post Town	Post Code

Telephone Number (if any)	
E-mail Address (optional)	

Notes for Guidance

1. The ground(s) for representation **must** be based on one or more of the licensing objectives.
2. Please list any additional information or details for example dates of problems, which are included in the grounds for representation, if applicable.
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Licensing Act 2003

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Charnwood Borough Council

Statement of Licensing Policy

1 Introduction

Purpose

- 1.1 This Statement of Licensing Policy explains how the licensing authority will carry out its role under the Licensing Act 2003, during the next five years. During this period the licensing authority will keep the policy under review and may make revisions to the document following consultation with the bodies outlined below.

It will also:

-) be used as a guide by members of the Licensing Authority in their decision making ;
-) inform applicants about how applications will be viewed and how a licensed premises is likely to be able to operate within the area of the Licensing Authority, albeit that each application will be examined and considered on an individual basis;
-) inform residents and businesses about how applications will be viewed and how their needs will be addressed;
-) be used to support decisions made by the Licensing Authority when these decisions are challenged in a court of law.

This Policy is normally in place for five years but will be kept under review during that five year period.

Consultation

- 1.2 In developing this Statement the Licensing Authority has consulted with the groups set out below, and has taken account of their views:

-) the police
-) the fire authority
-) persons representing holders of existing licences for the sale of alcohol, public entertainment, theatres, cinemas and late night refreshment
-) persons representing holders of clubs registered under the Licensing Act 1964
-) bodies representing businesses and residents in its area
-) other groups that the Licensing Authority considered appropriate

Licensable Activities

1.3 The licensable activities are:

-) the sale of alcohol by retail
-) the supply of alcohol by or on behalf of a club, or to the order of, a member of the club
-) the provision of late night refreshment
-) the provision of regulated entertainment,

Regulated entertainment requires a licence when it is performed in front of an audience and includes the following:

-) a performance of a play
-) an exhibition of a film
-) an indoor sporting event
-) a boxing or wrestling entertainment (indoors and outdoors)
-) a performance of live music (not incidental music, i.e. a piano in a restaurant)
-) any playing of recorded music
-) a performance of dance
-) and similar types of musical or dance related entertainment.

1.4 Amendments made to the 2003 Act by the Live Music Act 2012 and the Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013, Legislative Reform Order 2014 and the Deregulation Act 2015, means that a licence is not required for the following activities to the extent that take place between **08:00- 23:00** on any day:

-) a performance of a play in the presence of any audience of no more than 500 people;
-) an indoor sporting event in the presence of any audience of no more than 1,000 people, this includes Greco Roman or free style wrestling
-) most performances of dance in the presence of any audience of no more than 500 people; and
-) live music, where the live music comprises;
 - ⌈ a performance of unamplified live music
 - ⌈ a performance of live amplified music in a workplace with an audience of no more than 500 people; or
 - ⌈ a performance of live or recorded music on licensed premises which takes place in the presence of an audience of no more than 500 people, subject to certain conditions being met.

-) Recorded music, where recorded music comprises;
- Any playing of recorded music on licensed premises which takes place in the presence of an audience of no more than 500;
 - Any playing of recorded music in unlicensed premises, subject to certain conditions being met.
 - Dance – no licence is required for performances on any day provided that the audience does not exceed 500.

Where de-regulated activities take place on licensed premises any licence conditions relating to 'live' music or entertainment will be suspended, but it is possible to impose new, or reinstate existing conditions following a review of a premises licence or club premises certificate.

When considering whether an activity constitutes 'the provision of regulated Entertainment', each case will be treated on its own merits. There will inevitably be a degree of judgement as to whether a performance is live music or not, so organisers of events are encouraged to contact the Licensing Authority to discuss whether a licence will be required.

Unauthorised Activity: It is a criminal offence under section 136 of the 2003 Act to carry on any of the licensable activities listed above other than in accordance with a licence or other authorisation under the 2003 Act. If an unauthorised activity takes place then the Police and local authorities have powers to take action.

2 Fundamental Principles

Background

- 2.1 This Statement of Licensing Policy is the key document relied upon when delivering the requirements of the Licensing Act 2003. However, all decisions relating to licences will be made on the merits of the individual case, having regard to this policy as part of the decision making process.

2.2 Immigration Act 2016

Section 36 of and Schedule 4 to the Immigration Act 2016 (the 2016 Act) amends the 2003 Act and introduces immigration safeguards in respect of licensing applications made in England or Wales on or after 6 April 2017. The intention is to prevent illegal working in premises licensed for the sale of alcohol or late night refreshment.

The statutory prevention of crime objective in the 2003 Act includes the prevention of immigration crime and the prevention of illegal working in

licensed premises. Licensing authorities should work with the Home Office (Immigration Enforcement) as well as the police, in respect of these matters.

The Home Secretary (in practice Home Office (Immigration Enforcement)) is added to the list of responsible authorities in the licensing regime, which requires Home Office (Immigration Enforcement) to receive premises licence applications (except regulated entertainment only licences), and in some limited circumstances personal licence applications, and permits Home Office (Immigration Enforcement) to make appropriate representations and objections to the grant of a licence.

Immigration officers are permitted to enter premises which they have reason to believe are being used to sell alcohol or provide late night refreshment, to investigate whether immigration offences are being committed in connection with the licensable activity.

2.3 Entitlement to Work

Individuals applying for a premises licence for the sale of alcohol or late night refreshment must be entitled to work in the UK. This includes applications made by more than one individual applicant. An application made by an individual without the entitlement to work in the UK must be rejected. This applies to applications which include the sale of alcohol and the provisions of late night refreshment, but does not include applications which apply to regulated entertainment only.

Applicants must provide copies of Identification documents to verify their entitlement to right to work within the UK. The documents, which may be relied on in support of an application demonstrating an entitlement to work in the UK, are the same for the personal licence (see section 14) shown in Appendix 3.

2.4 The Licensing Objectives

The licensing authority will carry out its functions with a view to promoting the licensing objectives. The licensing objectives, which carry equal importance, are:

-) the prevention of crime and disorder;
-) public safety;
-) the prevention of public nuisance; and
-) the protection of children from harm.

2.5 Balance

The licensing authority will also seek to achieve a balance between leisure/entertainment and the needs of residents and other businesses

for an acceptable environment and quality of life.

- 2.6 This Policy will not undermine the right of any individual to apply for a variety of permissions and to have any such application considered on its individual merits. Nor will it override the right of any person to make representations on an application or seek a review of a licence or where provision has been made for them to do so in the Licensing Act 2003.

Relevancy

- 2.7 Licensing is about the control of premises and places being used for licensable activities and the vicinity of those premises and places. The terms and conditions attached to various permissions are focused on relevant matters that are within the control of the holders of those permissions. This means those matters occurring at, and in the immediate vicinity of, the premises, and the direct impact they have on nearby residents and businesses.
- 2.8 Licensing law is not a mechanism for the general control of anti-social behaviour by individuals once they are beyond the direct control of the individual, club or business holding the licence, certificate or permission concerned.

3 Cumulative Impact

- 3.1 The Licensing Authority recognises that there can be confusion about the difference between “need” and “cumulative impact” of premises on the licensing objectives, for example, on crime and disorder. “Need” concerns the commercial demand for another pub, restaurant, etc. This is not a matter for a licensing authority in discharging the licensing functions or for this statement of licensing policy. “Need” is a matter for planning committees and for the market. On the other hand, the cumulative impact of licensed premises on the promotion of the licensing objectives is a proper matter for the licensing authority and its licensing committee to consider.
- 3.2 In certain situations the number, type and density of premises selling alcohol or providing late night refreshment may be associated with serious problems of crime and disorder. Where the impact on surrounding areas of customers taken together may be greater than the usual impact of customers from individual premises the licensing authority may consider that an area has become saturated with licensed premises.
- 3.3 The Licensing Authority has received a representation from the Leicestershire Police that the circumstances described above exist in relation to parts of Loughborough’s Town Centre, and that the grant of

further premises licences or club premises certificates would undermine the crime prevention objective.

- 3.4 In response to this representation the Licensing Authority has:
-) Considered evidence about the extent of the problem of crime and disorder;
 -) Considered evidence about the likely association of the problem with the number and density of licensed premises in the town centre;
 -) Consulted on the proposal for a special policy in relation to new licences and variations to existing ones within the town centre;
 -) Considered the outcome of that consultation; and
 -) Resolved to declare the special policy described in Section 4 below.

- 3.5 The authority recognises that once away from licensed premises, there is always a risk that a minority of consumers will behave badly and unlawfully. Depending on the circumstances, there are other mechanisms available for addressing such issues for instance:

-) planning controls;
-) positive measures to create a safe and clean town centre environment in partnership with local businesses, transport operators and other departments of the local authority;
-) the provision of CCTV surveillance in town centres, ample taxi ranks, provision of public conveniences open late at night, street cleaning and litter patrols;
-) powers of local authorities to designate parts of the local authority area as places where alcohol may not be consumed publicly;
-) police enforcement of the general law concerning disorder and anti-social behaviour, including the issuing of fixed penalty notices;
-) the prosecution of any personal licence holder or member of staff at such premises who is selling alcohol to people who are drunk;
-) a Public Spaces Protection Order (PSPO) is designed to stop individuals or groups committing anti-social behaviour in a public space and gives the police a power to confiscate alcohol from adults and children in designated areas;
-) A closure notice of up to 48 hours, can be issued by the Council or Police without going to Court, where there is nuisance to the public or disorder near to the premises;
-) the power of the police, other responsible authorities or a local resident or business to seek a review of the licence or certificate in question.

4 Special Policy on Cumulative Impact

- 4.1 The Licensing Authority will adopt a special policy on cumulative impact in relation to the area of the Town Centre:
-) bounded by Sparrow Hill, Church Gate, Steeple Row, Rectory Place, Bridge Street, Broad Street, Ashby Road, Frederick Street, Browns Lane Bedford Square, Southfield Road, Barrow Street Jubilee Way and Pinfold Gate.
 -) Including both sides of the streets bounding the area;
 -) Including Ashby Road to its junction with Storer Road; and Nottingham Road, to the entrance to the Falcon Works.
- 4.2 The Licensing Authority recognises, however, that this policy cannot be absolute and it will continue to consider each application on its merit. Licences that are unlikely to add to the problems of saturation would be approved.
- 4.3 The Special Policy does not however change the fundamental way that licensing decisions are made. It is therefore open to the Licensing Authority to grant an application where it is considered appropriate and where the applicant has demonstrated in their operating schedule that they would not be adding to the cumulative impact.
- 4.4 Applications in areas covered by the Special policy should therefore give consideration to potential cumulative impact issues when setting out the steps that will be taken to promote the licensing objectives. The authority acknowledges that the impact will be different for premises with different styles and characteristics.
- 4.5 The Special Policy does not relieve responsible authorities (or any other person) of the need to make relevant representations where they consider it appropriate to do so for the promotion of the licensing objectives. As with all licensing applications under the 2003 Act, if there are no representations, the licensing authority must grant the application in terms that are consistent with the operating schedule submitted.
- 4.6 Once a Cumulative Impact Assessment is carried out and a 'Special Policy on Cumulative Impact' published, the licensing authority within three years considers whether it remains of the same opinion. In order to decide whether it remains of the same opinion, or if it considers that it needs to be amended the licensing authority must undertake appropriate consultation before any amendment is made.
- 4.7 The special policy will not be used to:
-) remove a licence when representations are received about problems with an existing licensed premises; or to

-) justify the rejection of modifications to a licence except where those modifications are directly relevant to the special policy; or to
-) adopt quotas or set terminal hours in a particular area that pre-determine the individual merits of any application.

5 Licensing Hours

- 5.1 In making decisions that relate to the hours for which a premise is licensed, consideration will be given to the licensing objectives of the prevention of crime and disorder and the prevention of public nuisance. Each case will be decided on its individual merits.
- 5.2 It is recognised that longer licensing hours are important to help to ensure that concentrations of customers leaving licensed premises simultaneously are avoided. In turn this will reduce the potential for disorder at fast food outlets, taxi ranks and other sources of transport.
- 5.3 In relation to shops and other retail outlets supplying alcohol for consumption off the premises, the general policy will be to allow sales of alcohol at all times that the premises is open for business. Any decision not to allow sales of alcohol at particular times will be based on evidence of the need to prevent crime, disorder and public nuisance.
- 5.4 In making decisions in respect of licensing hours, consideration will be given to representations made by residents and businesses in the vicinity of the premises, their representatives, and the police as well as the applicant. This may lead to the imposition of stricter conditions on noise controls in areas having denser residential accommodation
- 5.5 Fixed trading hours will not be set for particular geographical areas. It should be stressed that each case will be decided on its own merits based on whether the licensing objectives can be met.

6 Promotion of the Licensing Objectives

- 6.1 The Licensing Authority is required to carry out its functions so as to promote the licensing objectives. This includes its role in:
 -) Granting or refusing applications for licences;
 -) Reviewing licences;
 -) Imposing conditions;
 -) Deciding how to integrate with other strategies of the council.

Licence applications should be accompanied by an operating schedule that includes the steps that the licensee proposes to take to promote the licensing objectives. The Licensing Authority expects that the process of developing the operating schedule will include a thorough

risk assessment with regard to the licensing objectives, which will assist in identifying those steps.

- 6.2 Applicants for licences are urged to discuss their proposals with the responsible authorities prior to submitting an application. This will enable them to seek advice on the production of their operating schedule and may avoid the need for a hearing in response to representations made by the authorities. The relevant authorities are:
-) Prevention of Crime and Disorder – Leicestershire Police, Leicester Crime Reduction Partnership and Leicestershire Trading Standards, Home Office Immigration Enforcement (on behalf of the Secretary of State).
 -) Public Safety – Leicestershire Police, Leicestershire Fire and Rescue, the Council's Environmental Health Officers with responsibility for Health & Safety
 -) Public Nuisance – the Borough Council's Environmental Health Officers with responsibility for Pollution Control
 -) Protection of Children from Harm – Leicester Area Child Protection Committee, Leicestershire Police and Leicestershire Trading Standards, Leicestershire Public Health.
- 6.3 Further information is provided in the following sections of this policy on a variety of steps to promote the licensing objectives that the Licensing Authority will support. However, the Licensing Authority will not impose them indiscriminately. It is for the applicant to decide which of these are appropriate for inclusion in the operating schedule for the premises, based on the exact circumstances involved. The Licensing Authority will take into account the information set out below, on steps to promote the licensing objectives, when undertaking the functions identified in Paragraph 6.1 above.

7 The Prevention of Crime and Disorder

7.1 CCTV

The presence of CCTV cameras can be an important means of deterring and detecting crime at, and immediately outside, licensed premises. The Licensing Authority will therefore support the provision of CCTV in town centre pubs and clubs and town centre late night refreshment premises.

7.2 Open Containers of Alcohol

A significant part of the town centre is the subject of a Public Spaces Protection Order (PSPO). This is an area where there is a power for the Police to request someone to refrain from drinking to address nuisance or annoyance. Failure to comply with this request is a criminal offence. To support this, the Licensing Authority considers it

appropriate for town centre premises to adopt a policy of prohibiting open containers of alcohol being taken from the premises. This approach will also prevent the use of these containers as offensive weapons.

7.3 Irresponsible Drinks Promotions

The Licensing Authority will support an approach to the marketing of alcohol and the management of licensed premises that promotes responsibility in the consumption of alcohol.

Determining whether a drinks promotion is irresponsible or not will require a subjective judgement. The sale of alcohol to persons who are already drunk is an offence under the Act. The incidence of drunken people present at premises may provide an indication that the marketing and sale of alcohol at the premises is not being approached in a responsible way.

7.4 Dance Venues

The culture of dance venues requires that special consideration be given to the steps required to prevent crime and disorder and promote public safety. It is recommended that operators of night clubs providing facilities for dancing are aware of the detailed guidance provided in the “*Safer Clubbing Guide*” published by the Government http://www.csdp.org/research/safer_clubbing_txt.pdf

7.5 Other Steps to Promote the Prevention of Crime and Disorder

There is a wide range of other steps which may be appropriate in particular circumstances including:

-) Prohibiting the sale of alcohol in bottles for consumption on the premises, to prevent their use as weapons
-) Requiring drinking vessels to be plastic or toughened glass
-) Requiring the provision of retail radio's to connect premises supervisors in town centres to the police
-) Appropriate measures to prevent overcrowding in parts of the premises
-) The provision of staff to control admission and to control customers inside the premises.
-) The adoption of an age determination policy such as Challenge 21 to prevent underage sales

8 Public Safety

Premises Licensed for Regulated Entertainment

8.1 Premises licensed for regulated entertainment, including cinemas and

theatres, are subject to a range of legislative requirements and regulatory regimes such as the Health and Safety at Work Act and fire safety legislation, aimed at protecting public safety. The Licensing Authority does not intend to duplicate requirements of existing statutory provisions. However, premises will be expected to ensure a level of compliance that promotes public safety.

- 8.2 Premises providing regulated entertainment have particular safety issues associated with their ability to attract significant numbers of people to a venue. The Licensing Authority will support measures designed to promote public safety in this context. This will include:
-) Setting of a capacity limit for all, or separate parts, of the premises.
 -) The provision of staff to control admission and to control customers inside premises and at outdoor events.

9 The Prevention of Public Nuisance

- 9.1 The Licensing Authority considers that applicants for premises licences and club premises certificates to determine the potential effect on neighbouring premises should carry out a risk assessment. Advice and assistance in undertaking this task should be sought from Council Environmental Health Officers. Steps which may be appropriate to prevent public nuisance include:
-) Limitation on hours of operation where necessary to prevent nuisance and disturbance
 -) Measures to reduce noise and vibration emissions from premises
 -) Measures to prevent noxious smells
 -) Measures to reduce light pollution
 -) Steps to prevent noise, disturbance and anti-social behaviour from people arriving at and leaving the premises
 -) Stricter controls will be supported in areas in closer proximity to residential accommodation.

10 The Protection of Children from Harm

General

- 10.1 The Licensing Authority will carry out its responsibilities so as to promote the licensing objective of protection of children from harm. In doing so it will take into account representations made by the Area Child Protection Committee on each application.
- 10.2 Licences will be sought from a wide variety of premises including theatres, cinemas, restaurants, concert halls, cafes, late night take-aways, pubs, bars and nightclubs. It is not possible for a licensing policy to anticipate every situation where children are at risk. The Licensing Authority will not therefore impose general conditions that

apply to all premises, but will consider how the licensing objectives can be best promoted in each particular case.

- 10.3 The Licensing Authority will not seek to limit the access of children to licensed premises unless it is necessary to protect children from harm. The following areas would give rise to particular concern in respect of children:
-) Where entertainment or services of an adult or sexual nature are commonly provided;
 -) Where there have been convictions of members of the current staff at the premises for serving alcohol to minors or with a reputation for underage drinking.
 -) Where there has been an association with drug taking or dealing.
 -) Where there is a strong element of gambling on the premises (but not, for example, the simple presence of a small number of cash prize gaming machines or of bingo).
- 10.4 Conditions will not be imposed that require the admission of children. This will remain a matter for the discretion of the licensee.
- 10.5 The range of options available to limit the access of children to licensed premises that may be imposed by the Licensing Authority include:
-) Limitations on the hours where children may be present;
 -) Age limitations (below 18);
 -) Limitations or exclusions when certain activities are taking place;
 -) Limitations on the parts of premises to which children might be given access;
 -) Requirements for an accompanying adult;
 -) In exceptional cases, exclusion of people under the age of 18 from the premises when any licensable activities are taking place.

Children and Cinemas

- 10.6 Licensees will be expected to prevent children from viewing films that are unsuitable because of the age classification of the film that has been imposed by the British Board of Film Classification or other film classification board approved by the licensing authority. Children will not be permitted to view un-certificated films.

Children and Public Entertainment

- 10.7 The Licensing Authority will expect that where a significant number of unaccompanied children will be present during a public entertainment event, the licensee will ensure that an adequate number of adult staff are present to control the access, egress and safety in and around the premises. The licensee should take into account the number of children

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to be present, the type of entertainment, the age of the children, the characteristics of the premises and any other relevant factor.

Proof of Age Cards

- 10.8 The Licensing Authority supports the adoption of proof of age cards as a means of preventing underage drinking. It recommends that any premises licensed to sell alcohol adopts a policy of requiring proof of age from any person where there is any doubt as to whether they are over 18. The authority would suggest as best practice, that proof of age could be in the form of a passport, photographic driving licence, or a proof of age card complying with the Proof of Age Standards Scheme (PASS) launched in January 2003 by the British Retail Consortium.
- 10.9 The Licensing Authority supports the '**Portman Group Code of Practice on the Naming, Packaging and Promotion of Alcoholic Drinks.**' It will seek to ensure that premises licensed for the sale of alcohol comply with the code.

11 Integrating strategies

- 11.1 The Licensing Authority will seek to achieve integration with the strategies set out below and will consult with the appropriate organisations to achieve this.

Crime Reduction Partnership

- 11.2 The Licensing Authority recognises its responsibility to address issues relating to crime and disorder and is committed to working together, with other partners, to make Charnwood a safe and attractive borough in which to live, work, study and socialise.
- 11.3 In making decisions, the Licensing Authority will consider the Charnwood Community Safety Partnership Strategy, especially relating to;
-) Reducing the opportunities for crime to occur
 -) Tackling disorder and anti-social behaviour
 -) Reducing the fear of crime
 -) Combating the use of drugs

Planning

- 11.4 The Licensing Authority will ensure that planning and licensing regimes are properly separated to avoid duplication and inefficiency. Licensing applications will not be a rerun of any planning application and licensing decisions will not cut across decisions taken by the Planning Committee or permission granted on appeal, or decisions made under delegated authority to officers.

- 11.5 There are circumstances when as a condition of planning permission; a terminal hour has been set for the use of premises for commercial purposes. Where these hours are different to the licensing hours the applicant must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution.

Cultural Strategy

- 11.6 'Leisure and cultural opportunities for all' is Charnwood's Cultural Strategy setting out the common vision and shared goals for all those involved in the cultural life of the borough. Charnwood Borough Council is committed to its implementation working with the Cultural Strategy Partnership.
- 11.7 The International Covenant on Economic, Social and Cultural Rights (ICESCR) which was ratified by the UK in 1976 recognises the right of everyone to take part in cultural life and requires that active steps are taken to develop cultural activity and ensure that everyone can participate in the cultural life of the community.
- 11.8 The Strategy encompasses arts, heritage, museums, parks and green spaces, neighbourhood facilities, markets, festivals and public events, media, libraries and literature, sport, play, faith and worship, tourism, restaurants and bars and creative industries. A key objective of Leicester's Cultural Strategy is "to invest in the development of cultural activity which contributes to the economic, social and personal well-being of individuals at all stages in their lives and to increase access to, and participation in, cultural activity". Borough Council performance targets to increase cultural participation have underpinned this.
- 11.9 The Borough Council will also seek premises licences for selected public spaces in the community in its own name. This could include, for example, green spaces, parks, and town centre square's etc. Performers and entertainers would require permission from the Council, as the premises licence holder, to use these spaces for regulated entertainment.
- 11.10 This licensing policy will operate in the spirit of the Cultural Strategy and the International Covenant on Economic, Social and Cultural Rights (ICESCR). In doing so, it will seek to maintain a balance between regulation and supporting cultural activity. It will strive to maintain a balance between the need to 'manage' any detrimental impacts of an activity in a community with the many benefits cultural activity brings to communities, in developing personal aspiration and potential, building cohesive communities, providing opportunities for young people, contributing to economic growth and regeneration and the development of sustainable communities.

11.11 In order to maintain this balance the Licensing Authority will:

-) monitor the impact of licensing on the provision of regulated cultural activities and entertainment, such as live music, theatre, dance and festivals
-) create a dialogue with the cultural sector about the impact of the licensing policy and work with our partners to balance different interests
-) seek to ensure that conditions attached to licences do not deter live music, festivals, theatre, sporting events etc. by imposing unnecessary restrictions
-) seek to ensure that conditions attached to licences do not deter new or small scale groups/ activities in communities by imposing conditions which will lead to a cost disproportionate to the size of the event
-) seek to create an environment which minimises nuisance and anti-social behaviour connected to cultural activity and events but without undermining our commitment to increase access to cultural participation as a fundamental human right.

Building Control

11.12 The Building Regulation process is a separate system to the licensing regime but complementary in terms of some shared objectives.

11.13 Where a licence is applied for, or exists, and any Building Regulated work is carried out, either as a material alteration, change of use or new build to a licensed premises, the owner / licensee should ensure that before opening to the public, Building Regulations consent has been granted in full and that completion certificates have been issued.

11.14 Two separate and distinct certificates are issued on a commercial or work place premises. The first confirms compliance with Building Regulations in general and the second confirms compliance in terms of fire precautions, including means of escape in case of fire. A copy of this second certificate is sent to the Fire Service, which triggers their responsibilities under the Work Place Regulations and enforcement of risk assessments.

Promotion of Equality

11.15 In developing this strategy, the Licensing Authority has recognised its responsibility under the Equality Act 2010, to consider the need to eliminate unlawful discrimination, harassment and victimisation and to advance equality of opportunity between different groups and foster good relations between different groups.

11.16 The Licensing Authority also recognises that this policy should promote equality in a wider sense and has therefore assessed the potential impact on disadvantaged groups in general, as well as from a race equality perspective. It has considered and consulted with this in mind.

11.17 The following actions, which have been identified as being necessary to promote equality, and within the scope of the Act and supporting guidance, will be implemented by the Licensing Authority:

-) The Licensing Policy and associated documents will be available on the internet, and in other formats upon request.
-) The licensing objective of protecting children from harm will be promoted.
-) Support will be offered to licence applicants, licence holders and potential objectors who are socially excluded.
-) Account will be taken of the effect of specific applications on community cohesion, including the need to balance the benefits of cultural and community activities with limited local disturbance.
-) Action will be taken to endeavour to ensure the safety of vulnerable people in licensed premises.
-) Action will be taken to ensure that all applications, particularly those for disadvantaged groups, are dealt with fairly.

11.18 The Licensing Authority is aware that there may be particular sensitivities of certain buildings, for example religious buildings, to certain licensable activities taking place in close proximity. Where this proximity has an impact on the promotion of one of the licensing objectives this is a matter for the Licensing Authority. Where the impact does not affect the promotion of the licensing objectives, there may be other control mechanisms, such as the planning system, that could be applicable.

Disabled Access

11.19 The guidance supporting the Act advises that conditions relating to disabled access should not be attached to licences, as this would duplicate existing statutory requirements. The Licensing Authority therefore takes this opportunity to remind operators of premises of their duties under the Equality Act 2010.

Transport

11.20 Transport Strategy is set out in the Local Transport Plan (LTP).

11.21 The LTP policies seek to ensure that alternatives to the use of the private car are available; these alternatives include walking, cycling and public transport (bus, rail and taxi). They are operated in

conjunction with land use policies to seek to ensure that development takes place in locations where these alternatives can be best provided; the Town Centre is naturally one of these locations, particularly with regard to public transport.

- 11.22 A high level of bus services is provided commercially between the hours of 7am and 7pm Monday to Saturday. Lower levels of services are provided up to 11pm and on Sundays, and the Council's Transport Strategy will continue to seek ways of improving the provision of bus services at these times and later at night to assist in getting people away from the Town Centre quickly, safely and efficiently.
- 11.23 Taxis provide a useful role in transporting people, particularly at times when bus services are not well provided. Taxi ranks are provided where demand is identified, and include both 24 hour ranks and ones which operate only at night. The Council's Transport Strategy will continue to seek to ensure that the demand for rank provision is satisfied and that their locations are amended as demand alters, subject to competing demands for use of kerbside space.

12 Duplication

- 12.1 The authority will avoid duplication with other regulatory regimes (e.g. the Health and Safety at Work Act) insofar as attaching conditions to premises licences and club premises certificates.
- 12.2 Conditions will only be attached where they are necessary for the promotion of the licensing objectives. If matters are already provided for in other legislation they cannot be considered necessary in the context of licensing law.

13 Standardised Conditions

- 13.1 The Licensing Authority will only attach to premises licences, and club premises certificates, those conditions that are tailored to the individual style and characteristics of the premises and the events concerned, and where they are necessary for the achievement of one or more of the four licensing objectives.
- 13.2 However, to aid administration attached to this statement, but not forming part of it, at Appendix 1, are pools of conditions from which the authority may draw appropriate and proportionate conditions to cover particular circumstances. This is not intended to be an exhaustive list and other specific conditions may be appropriate.
- 13.3 A number of conditions are mandatory and are required to be applied to licences.

Mandatory Conditions.

Mandatory conditions are provided by the 2003 Act, amended by the (Mandatory Licensing Conditions) (Amendment) Order 2014 and should be included in every Licence and/or Club Premises Certificate.

The Mandatory Conditions are attached to this Policy at Appendix 2. These need to be adhered to and complied with by the Premises Licence Holder.

For premises with ON sales the Mandatory Conditions will include the following requirements;

-) The need for a Designated Premises Supervisor to be registered on the Licence.
-) Alcohol needs to be sold or authorised by a Personal Licence Holder.

Mandatory Conditions also refer to:-

Permitted price of alcohol

Age verification Policy

Irresponsible promotions

No drinking games (encouraging people to drink too much or within specific time limits).

Free potable water

Measures of alcoholic drink

Exhibition of films

Door Supervision

For premises with OFF sales the Mandatory Conditions will include the following requirements;

-) The need for a Designated Premises Supervisor to be registered on the Licence.
-) Alcohol needs to be sold or authorised by a Personal Licence Holder.

Mandatory Conditions also refer to:-

Permitted price of alcohol

Age verification Policy

14 Personal Licences

- 14.1 Individuals applying for a personal licence must be entitled to work in the UK. The Immigration Act 2016 amended the Licensing Act 2003, with effect from April 6 2017. Applications made on or after this date by someone who is not entitled to work in the UK must be rejected.
- 14.2 Licences must not be issued to people who are illegally present in the UK, who are not permitted to work, or who are permitted to work but are subject to a condition that prohibits them from doing work relating to the carrying on of a licensable activity.
- 14.3 In order to carry out this duty, from April 6 2017, licensing authorities must be satisfied that an applicant has the right to work in the UK. They require applicants to submit an identification document, to show that they have permission to be in the UK and to undertake work in a licensable activity.
- 14.4 In order to discharge this duty, from 6th April 2017, licensing authorities must be satisfied that an applicant has the right to work in the UK and require applicants to submit copies of one of the documents listed in Appendix 3.
- 14.5 The Licensing Authority recognises the important role that personal licence holders have to play in the promotion of the licensing objectives at premises selling alcohol. For this reason personal licence holders are required to have prescribed training and not have relevant convictions that would indicate their unsuitability.

The Policing and Crime Act 2017 gives licensing authorities the power to revoke or suspend personal licences, with effect from 6 April 2017. When a licensing authority has granted a personal licence and becomes aware that the licence holder has been convicted of a relevant offence or foreign offence or been required to pay an immigration penalty, a licensing authority may revoke the licence or suspend it for a period of up to six months. This applies to convictions received and civil immigration penalties which a person has been required to pay at any time before or after the licence was granted, as long as the conviction was received after 6 April 2017, or the requirement to pay the civil penalty arose after 6 April 2017.

- 14.6 Every sale of alcohol at licensed premises is required to be authorised by a personal licence holder. Because of the importance of their role, the Licensing Authority considers it to be good practice for personal licence holders to have significant operational involvement in the sale of alcohol rather than to undertake a remote, periodic authorisation of other staff. In practical terms this would mean authorisation on at least a daily basis, and to be available on the premises throughout most of the day to deal with circumstances requiring their expertise and

authority.

- 14.7 When applying for a personal licence, the Licensing Authority would expect applicants to produce an up to date Disclosure Barring Service certificate. All applicants would also be expected to make a clear statement as to whether or not they have been convicted outside England and Wales of a relevant offence or an equivalent foreign offence.
- 14.8 In accordance with the Secretary of State's advice the Licensing Authority will normally refuse applications where the police have issued an objection notice unless there are, in the opinion of the Licensing Authority, exceptional and compelling reasons which justify granting the application.

15 Temporary Event Notices (TENs)

- 15.1 Part 5 of the Licensing Act allows licensing activities to be carried out in specified circumstances on a temporary basis, subject to a temporary event notice being served on the Licensing Authority, with a copy to the chief officer of police and Environmental Health services for the area no less than ten working days before the event. The chief officer of police or Environmental Health services may object to the event if satisfied that any of the four licensing objectives would be undermined.
- 15.2 "Late" TENs are intended to assist premises users who are required for reasons outside their control to, for example, change the venue for an event at short notice. Late TENS can be given at any time as long as the limits specified, within guidance issued under section 182 of the Licensing Act 2003, are not exceeded. Late TENs can be given up to five working days but no earlier than nine working days before the event is due to take place and, unless electronically given to the licensing authority, must also be sent by the premises user to the police and Environmental Health Services. A late TEN given less than five days before the date of the event to which it relates will be returned as void and the activities to which it relates will not be authorised.
- 15.3 The Licensing Authority considers that it is important that the police and Environmental Health services have sufficient time to properly evaluate the likely impact of a temporary event. Where insufficient notice of the event is given this may lead to objections being made that may have been unnecessary if a fuller evaluation had been possible. Equally, if notice of an event is given too far in advance it may be difficult to evaluate because of future uncertainty.

- 15.4 The Licensing Authority would therefore suggest as best practice that a

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temporary event notice is served between one and two months ahead of the event taking place.

16 Enforcement

- 16.1 The Licensing Authority will carry out its responsibilities for enforcement so as to promote each of the four licensing objectives referred to in Section 1.
- 16.2 The Licensing Authority will develop and review enforcement protocols in agreement with the police.
- 16.3 Enforcement activities will be targeted in terms of risk and so as best to promote the licensing objectives. In addition account will be taken of the general enforcement policy of the licensing authority, which aims to ensure that enforcement is open, fair, reasonable and proportionate.
- 16.4 Enforcement activities will include operations designed to:
 -) Ensure compliance with conditions attached to licences, operating schedules, requirements specified in the this Statement of Policy, and the requirements of the Licensing Act itself;
 -) Protect public safety;
 -) Prevent nuisance;
 -) Prevent crime and disorder;
 -) Protect children from harm;
 -) Identify unlicensed activities;
 -) Respond to complaints and representations from relevant individuals and responsible authorities;
 -) Prevent the sale of alcohol to minors
 -) Prevent the sale of alcohol to people who are drunk
 -) Identify the keeping of smuggled goods
 -) Prevent drug misuse

17 Live Music, Dancing, Theatre, Circuses and Street Arts

- 17.1 The Licensing Authority will ensure that when it considers applications for licences for entertainment involving live music, dancing, theatre, circuses and street arts it will act so as to promote the licensing objective of preventing public nuisance.
- 17.2 The Licensing Authority recognises that there is a need to encourage and promote a broad range of entertainment, particularly those activities identified above, because of the wider cultural benefits to communities. The potential for limited disturbance will therefore be balanced against these wider benefits.

18 Wholesale of alcohol

From 1 April 2017, businesses which sell alcohol (for example, retailers of alcohol and trade buyers) will need to ensure that the UK wholesalers that they buy alcohol from have been approved by HMRC under the Alcohol Wholesaler Registration Scheme (AWRS). They will need to check their wholesalers Unique Registration Number (URN) against the HMRC online database which will be available from April 2017. This is an ongoing obligation and if a business is found to have bought alcohol from an unapproved wholesaler, they may be liable to a penalty or could even face criminal prosecution and their alcohol stock may be seized. Any trader who buys alcohol from a wholesaler for onward sale to the general public (known as a 'trade buyer') does not need to register unless they sell alcohol to other businesses. Examples of trade buyers would be pubs, clubs, restaurants, cafes, retailers and hotels. However, they will need to check that the wholesaler they purchase alcohol from is registered with HMRC. Further information may be found at: <https://www.gov.uk/guidance/the-alcohol-wholesaler-registration-scheme-awrs>.

19 Delegation of Functions

- 19.1 The following matters will be determined by either the Licensing Committee or one of its sub-committees:
-) Application for a personal licence where there are relevant unspent convictions;
 -) The review of a premises licence or club premises certificate;
 -) Decision to object when the local authority is the consultee and not the relevant authority considering the application;
 -) Determination of a police objection to a temporary event notice.
- 19.2 The following matters will be determined by either the Licensing Committee or one of its sub-committees where a relevant representation has been made:
-) Application for a personal licence;
 -) Application for a premises licence or club premises certificate;
 -) Application for a provisional statement;
 -) Application for variation to a premises licence or club premises certificate;
 -) Application to vary a designated premises supervisor
 -) Application for transfer of a premises licence
 -) Application for interim authority
 -) Determination of a temporary event notice.
- 19.3 The Licensing Manager will determine all other matters.

- 19.4 Variations to premises licences or club premises certificates that could not impact adversely on the licensing objectives are subject to a simplified 'minor variations' process. There is clear guidance as to what constitutes a "minor variation" contained on Charnwood Borough Councils website.
- 19.5 Councillors are now considered as "interested parties" and can make representations on any application as such, even if they do not live in the vicinity, or may represent persons living or working in the vicinity of the premises in question.

20 Period of Validity & Review

- 20.1 This statement of licensing policy will come into force on June 2017 and be valid for five years.
- 20.2 The policy will be kept under review during the period of validity and if necessary amendments made.
- 20.3 Before a new policy is adopted or amendments made to the existing one the Licensing Authority will undertake consultation in accordance with Section 5 of the Licensing Act 2003.

2. The licensing objectives

Crime and 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 including the prevention of illegal working in licensed premises (see paragraph 10.10). 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.

- 2.6 The prevention of crime includes the prevention of immigration crime including the prevention of illegal working in licensed premises. Licensing authorities should work with Home Office Immigration Enforcement, as well as the police, in respect of these matters. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Public safety

- 2.7 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.
- 2.8 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 2.12-2.13, 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).
- 2.9 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 (8.38-8.46), 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

- 2.10 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

- 2.11 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

- 2.12 “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.
- 2.13 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

¹ S 177 of the 2003 Act now only applies to performances of dance.

those premises should be.

- 2.14 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

- 2.15 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.
- 2.16 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.
- 2.17 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 16). 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.
- 2.18 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.
- 2.19 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.

- 2.20 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.
- 2.21 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

- 2.22 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.
- 2.23 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.
- 2.24 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.

- 2.25 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.
- 2.26 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.
- 2.27 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.
- 2.28 Please see also Chapter 10 for details about the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010.
- 2.29 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.
- 2.30 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.

- 2.31 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.

Offences relating to the sale and supply of alcohol to children

- 2.32 Licensing authorities are expected to maintain close contact with the police, young offenders' teams and trading standards officers (who can carry out test purchases under section 154 of the 2003 Act) about the extent of unlawful sales and consumption of alcohol by minors and to be involved in the development of any strategies to control or prevent these unlawful activities and to pursue prosecutions. Licensing authorities, alongside the police, are prosecuting authorities for the purposes of these offences, except for the offences under section 147A (persistently selling alcohol to children). Where, as a matter of policy, warnings are given to retailers prior to any decision to prosecute in respect of an offence, it is important that each of the enforcement arms should be aware of the warnings each of them has given.

Table of relevant offences under the 2003 Act

Section	Offence	Prosecuting Authority
Section 145	Unaccompanied children prohibited from certain premises	Police and/or Licensing Authority
Section 146	Sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147	Allowing the sale of alcohol to children	Police, Licensing Authority and/or Local Weights and Measures Authority
Section 147A	Persistently selling alcohol to children	Police and/or Local Weights and Measures Authority
Section 149	Purchase of alcohol by or on behalf of children	Police and/or Licensing Authority
Section 150	Consumption of alcohol by children	Police and/or Licensing Authority
Section 151	Delivering alcohol to children	Police and/or Licensing Authority
Section 152	Sending a child to obtain alcohol	Police and/or Licensing Authority
Section 153	Prohibition of unsupervised sales by children	Police and/or Licensing Authority

POOL OF MODEL CONDITIONS
LICENSING ACT 2003

Mandatory conditions

1 Mandatory conditions where licence authorises supply of alcohol

- (1) Where a premises licence authorises the supply of alcohol, the licence must include the following conditions.
- (2) The first condition is that no supply of alcohol may be made under the premises licence-
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
- (3) The second condition is that every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

2 Mandatory condition: exhibition of films

- (1) Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.
- (2) Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation made by that body.
- (3) Where-
 - (a) the film classification body is not specified in the licence, or
 - (b) the relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question, admission of children must be restricted in accordance with any recommendation made by that licensing authority.
- (4) In this section-
 - "children" means persons aged under 18; and
 - "film classification body" means the person or persons designated as the authority under section 4 of the Video Recordings Act 1984 (c.39) (authority to determine suitability of video works for classification).

3 Mandatory condition: door supervision

- (1) Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, the licence must include a condition that each such individual must be licensed by the Security Industry Authority.
- (2) But nothing in subsection (1) requires such a condition to be imposed-
 - (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c.12) (premises with premises licences authorising plays or films), or

- (b) in respect of premises in relation to-
 - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
 - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).
- (3) For the purposes of this section-
 - (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and
 - (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

Crime and Disorder

4 Text/Radio Pagers.

The Licensee will join the Pubwatch scheme operating in the area and will ensure that

- The text/pager equipment is kept in working order at all times
- The pager link be activated, made available to and monitored by the designated premises supervisor or a responsible member of staff at all times that the premises are open to the public
- Any police instructions/directions are complied with whenever given, and
- All instances of crime and disorder are reported via the text/radio pager link by the designated premises supervisor or a responsible member of staff to an agreed police contact point

5 Door Supervisors.

Where the condition is imposed on the provision of door supervisors the following may also be applied depending upon the circumstances affecting the premise

- (a) The Licensee will employ sufficient registered door staff to deal with any likely contingency.
- (b) Any employed door staff will wear a name badge as identification.
- (c) Each door supervisor will carry proof of his/her registration with the Security Industry Authority.
- (d) Door supervisors will be stationed at a location either inside or outside the premises and at times to be determined by the licensee as being appropriate but the Licensing Authority would expect such staff to be provided.
- (e) If Door supervisors are required to undertake body searches then at least one female supervisor should be available to undertake the body searches of female customers.

- (f) Where door supervisors are required the Licensee will keep records showing the names of the supervisor and the date/time that they were employed.

6 Bottle bans

The licensee will ensure that:

- (a) No bottles containing beverages of any kind, whether open or sealed, shall be given to customers on the premises whether at the bar or by staff serving away from the bar.
- (b) No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public (**Note:** this will not include those customers carrying sealed bottles for the purposes of consumption off the premises).

An exception to these conditions will be bottles containing wine sold for consumption with a table meal by customers who are seated in an area set aside from the main bar area for the consumption of food.

7 Plastic containers and toughened glass

The licensee will ensure that only plastic or toughened glass containers will be used for the supply of beverages.

8 CCTV

The licensee will ensure that CCTV is installed following advice from the Leicestershire Constabulary Crime Reduction Officer and maintained in accordance with the Information Commissioner's CCTV Code of Practice.

9 Open containers not be taken from premises

The licensee will ensure that no customers shall take glasses or open bottles from the premises.

10 Restrictions on drinking areas

The licensee will ensure that no alcoholic drinks will be consumed in the area marked (in red) on the plan (numbered.....) whilst activity is taking place.

11 Proof of age cards

The licensee shall introduce a policy requiring the production of "proof of age" for any sale that takes place where there is any suspicion that the customer is under 18. Such proof may include a pass conforming to the PASS accreditation system, photo driving licence, student cards and passports.

12 Crime prevention notices

The licensee will ensure that suitable notices are displayed warning customers of the prevalence of crime which may target them, for example, pick pockets or bag snatchers, the need to guard their property and leaving property unattended. The licensee will be directed over the provision of such notices by the Police crime prevention officer.

13 Drinks promotions

The licensee will not introduce or carry on any irresponsible sales promotion or discounting of prices of alcoholic beverages.

14 Signage

The licensee will ensure that:

- (a) A sign indicating the normal hours during licensable activities are permitted to take place to be displayed on or immediately outside the premises.
- (b) Any restrictions of the admission of children to be displayed on or immediately outside the premises.

15 High Volume Vertical Drinking establishments (HVVD's)

The licensee will ensure the adherence to

- A prescribed capacity
- An appropriate ratio of tables and chairs to customers based on the capacity
- The presence of SIA registered security teams to control entry for the purpose of compliance with the capacity limit

16 Drugs

The licensee will adopt the Leicestershire Constabulary's drugs policy.

17 Trading Late

The licensee will adopt the Leicestershire Constabulary's searching policy and conditions of entry.

The licensee will adopt the Leicestershire Constabulary's risk assessment policy in respect of events.

Conditions relating to public safety (including fire safety)

18 Disabled people

The licensee will ensure that

- (a) When disabled people are present adequate arrangements exist to enable their safe evacuation in the event of an emergency.
- (b) Disabled people on the premises are made aware of those arrangements.

19 Escape routes

The licensee will ensure the proper maintenance of all escape routes and exits including external exits. This will require that such exits are kept unobstructed, in good order with non slippery and even surfaces, free of trip` hazards and clearly identified. In premises where chairs and tables are provided all internal gangways must be kept unobstructed.

The licensee will ensure that

- (a) All exit doors are easily openable without the use of a key, card, code or similar means.
- (b) Doors at such exits are regularly checked to ensure that they function satisfactorily and a record of such checks are kept.
- (c) Any removable security fastenings are removed whenever the premises are open to the public or occupied by staff.
- (d) All fire doors are maintained effectively self-closing and shall not be held open other than by approved devices (for example, electromagnetic releases operated by smoke detectors).
- (e) Fire resisting doors to ducts, service shafts and cupboards shall be kept locked shut.
- (f) The edges of the treads of steps and stairways are maintained so as to be conspicuous.

20 Safety checks

The licensee will ensure

- (a) That safety checks are carried out before the admission of the public.
- (b) Details of such checks are kept in a log book.

21 Curtains, hangings, decorations and upholstery

The licensee will ensure that

- (a) Hangings, curtains and temporary decorations are maintained in a flame retardant condition.
- (b) Any upholstered seating meets on a continuous basis the pass criteria for smouldering ignition source 0, flaming ignition source 1 and crib ignition source 5 when tested in accordance with section 5 of BS5852:1990.
- (c) Curtains, hangings and temporary decorations are arranged so as not to obstruct exits, fire safety signs or fire fighting equipment.
- (d) Temporary decorations are not used without a review of the Fire risk assessment and prior notification to the Licensing Authority.

22 Accommodation limits

The licensee will ensure that any capacity limit imposed under this licence/certificate is not exceeded.

The person responsible for the day to day management of the premises should be aware of the number of people on those premises and required to inform any authorised person on request.

23 Fire action notices

The licensee will ensure that notices detailing the actions to be taken in the event of fire or other emergencies including how the fire brigade are summoned are prominently displayed and protected from damage and deterioration.

24 Outbreaks of fire

The licensee will ensure that the Fire Brigade must be called at once to any outbreak of fire, however slight, and the details recorded in a fire log book.

25 Loss of water

The licensee will ensure that the local fire control centre are notified as soon as possible if the water supply to any hydrant, hose reel, sprinkler, drencher or other fire extinguishing installation is cut off or restricted.

26 Access for emergency vehicles

The licensee will ensure that access for emergency vehicles is kept clear and free from obstruction.

27 First aid

The licensee will ensure that

- (a) Adequate and appropriate supply of first aid equipment and materials is available on the premises.
- (b) If necessary, at least one suitably trained first aider shall be on duty when the public are present and if more than one suitably trained first aider that their respective duties are clearly defined.

28 Lighting

The licensee will ensure that

- (a) In the absence of adequate daylight the lighting in any area accessible to the public, members or guests shall be fully in operation when they are present.
- (b) Fire safety signs are adequately illuminated.
- (c) Emergency lighting is not altered.
- (d) Emergency lighting batteries are fully charged before the admission of public, members or guests.
- (e) In the event of the failure of normal lighting, where the emergency lighting battery has a capacity of one hour, arrangements are in place to ensure that the public, members or guests leave the premises within 20 minutes unless within that time normal lighting has been restored and the battery is being recharged; and, if the emergency lighting battery has a capacity of 3 hours, the appropriate period by the end of which the public should have left the premises is one hour.

29 Temporary electrical installations

The licensee will ensure that

- (a) Temporary electrical wiring and distribution systems are not provided without prior inspection by a suitable qualified electrician.
- (b) Temporary electrical wiring and distribution system shall comply with the recommendations of BS 7671 or where applicable BS 7909.
- (c) Where they have not been installed by a competent person, temporary electrical wiring and distribution systems are inspected and certified by a competent person before they are put to use.

30 Indoor sports entertainments

The licensee will ensure that

- (a) If necessary, an appropriately qualified medical practitioner is present throughout the sports entertainment involving boxing, wrestling, judo, karate or other sports entertainment of a similar nature.
- (b) Where a ring is involved it is constructed and supported by a competent person and inspected by a competent authority and any material used to form the skirt around the ring is flame retardant.
- (c) At any wrestling or other entertainment of a similar nature members of the public do not occupy any seat within 2.5 metres of the ring.
- (d) At water sports entertainment, staff are adequately trained in rescue and life safety procedure and stationed and remain within the vicinity of the water at all material times.

31 Alterations to the premises

Premises should not be altered in such a way as to make it impossible to comply with an existing licence condition without first seeking a variation of the premises licence proposing the deletion of the condition relating to the public safety in question.

32 Special effects

Any special effects or mechanical installation should be arranged and stored so as to minimise any risk to the safety of the audience and performers and staff.

Special effects which should be considered include:

- Dry ice machines and cryogenic fog
- Smoke machines and fog generators
- Pyrotechnics including fireworks
- Real flame
- Fire arms
- Motor vehicles
- Strobe lighting
- Lasers

- Explosives and highly flammable substances

These special effects must only be used on the provision of a suitable and sufficient risk assessment and prior notification to the licensing authority.

Conditions relating to theatres, cinemas, concert halls and similar places (promotion of public safety)

Premises used for closely seated audiences

33 Attendants

- (a) The number of attendants on each floor in a closely seated auditorium should be as set out in the table below.

Number of members of the audience present on a floor	Minimum number of attendants required to be present on that floor
1-100	1
101-250	2
251-500	3
501-750	4
751-1000	5
And one additional attendant for each additional 250 (or part thereof)	

- (b) Attendants shall not be engaged in any duties that would hinder the prompt discharge of their duties in the event of an emergency or entail their absence from that floor or auditorium where they are on duty.
- (c) Any attendant shall be readily identifiable to the audience (but this need not entail the wearing of a uniform).
- (d) The premises shall not be used for a closely seated audience except in accordance with seating plan(s), a copy of which is available at the premises and shall be shown to any authorised person on request.
- (e) No article shall be attached to the back of any seat which would reduce the clear width of seatways or cause a tripping hazard or obstruction.
- (f) A copy of any certificate relating to the design, construction and loading of any temporary seating shall be kept available at the premises and shall be shown to any authorised person on request.

34 Standing and sitting in gangways

- (a) Sitting on floors shall not be permitted except where authorised in the premises licence or club premises certificate.

- (b) Waiting or standing shall not be permitted except in areas designated in the premises licence or club premises certificate.
- (c) In no circumstance shall anyone be permitted to
- (i) Sit in any gangway
 - (ii) Stand or sit in front of any exit, or
 - (iii) Stand or sit on any staircase including any landings

35 Drinks

Except as authorised by the premises licence or the club premises certificate, no drink shall be sold to or be consumed by a closely seated audience except in plastic and paper containers.

36 Balcony fronts

Clothing or other objects shall not be placed over balcony rails or upon balcony fronts.

37 Special effects

Any special effects or mechanical installation shall be arranged and stored so as to minimise any risk to the safety of the audience, the performers and staff.

Special effects include:

- Dry ice machines and cryogenic fog
- Smoke machines and fog generators
- Pyrotechnics including fireworks
- Real flame
- Fire arms
- Motor vehicles
- Strobe lighting
- Lasers (see HSE guide “the radiation safety of lasers used for display purposes [HS(G)95] and BSEN 60825: Safety of Laser Products)
- Explosives and highly flammable substances

In certain circumstances it may be necessary to require that certain special effects are only used with the prior notification of the Licensing Authority or [inspection by] fire authority.

38 Scenery

Any scenery should be maintained as being flame retardant.

39 Safety curtain

Where a safety curtain is provided it should be arranged so as to protect the audience from the effects of a fire or smoke on stage for some sufficient time to enable the safe evacuation of the auditorium.

Where a stage with a proscenium arch is not equipped with a safety curtain, any curtains provided between the stage and the auditorium should be heavyweight and be made of non combustible material inherently or durably treated flame retardant fabric.

40 Ceilings

All ceilings in those parts of the premises to which the audience are admitted should be inspected by a suitably qualified person who will decide whether a further inspection would be necessary and a certificate concerning the conditions of the ceilings forwarded to the Licensing Authority.

41 Seating

Where the potential audience exceeds 250 all seats in the auditorium should, except in boxes accommodating not more than 8 persons, be either securely fixed to the floor or battened together in lengths of not fewer than 4 or more than 12.

Premises used for film exhibitions

42 Attendance – premises without a staff alerting system

Where the premises are not equipped with a staff alerting system the number of attendants present should be as set out in the table below.

Number of members of the audience present on the premises	Minimum number of attendants required to be on duty
1-250	2
And one additional attendant for each additional 250 members of the audience present (or part thereof).	
Where there are more than 150 members of an audience in any auditorium or on any floor	At least one attendant shall be present in any auditorium or on any floor

43 Attendance – premises with a staff alerting system

- (a) Where premises are equipped with a staff alerting system the number of attendants present should be as set out in the table below.

Number of members of the audience present on the premises	Minimum number of attendants required to be on duty	Minimum number of other staff on the premises who are available to assist in the event of an emergency
1-500	2	1
501-1000	3	2
1001-1500	4	4
1501 or more	5 plus one for every 500 (or part thereof) persons over 2000 on the premises	5 plus one for every 500 (or part thereof) persons over 2000 on the premises

- (b) Staff shall not be considered as being available to assist in the event of an emergency if they are:
- (i) The holder of the premises licence or the manager on duty at the premises or
 - (ii) A member of staff whose normal duties or responsibilities are likely to significantly effect or delay his response in an emergency situation
 - (iii) A member of staff whose usual location when on duty is more than 60 metres from the location to which he is required to go on being alerted to an emergency situation.
- (c) Attendants shall, as far as reasonably practicable, be evenly distributed throughout all parts of the premises to which the public have access and keep under observations all parts of the premises to which the audience have access.
- (d) The staff alerting system shall be maintained in working order.

44 Minimum lighting

The level of lighting in the auditorium should be as great as possible consistent with the effective presentation of the film and the level of illumination maintained in the auditorium during the showing of films would normally be regarded as satisfactory if it complies with the stands specified in BS CP1007(maintained lighting for cinemas).

45 Flammable films

No flammable films should be allowed on the premises without the prior notification of the licensing authority/fire authority.

Conditions relating to prevention of public nuisance

46 Hours

- (a) Any appropriate restrictions on opening hours
- (b) Any appropriate restrictions when certain licensable activities can take place
- (c) Any appropriate restrictions on parts of the premises that might be used for certain licensable activities at certain times.

47 Noise

- (a) Noise impact assessment of the licensed activities at the premises must be carried out to the satisfaction of the licensing authority. Proposed steps to prevent noise must, if necessary, also be submitted for inclusion within the operating schedule.
- (b) The following licensed activities that have the potential to create public nuisance shall not be permitted unless they are done so in accordance with the controls below:

For example

Activity	Control
<i>Playing of amplified, pre-recorded music</i>	<i>Music shall only be played in the main function suite and shall go on no later than 23.30</i>

- (i) A noise limiting device shall be installed, fitted and maintained in such a manner as to control all sources of amplified music at the premises. Once set such a device should be inaccessible to the licensee or her staff.
- (ii) All [*external doors / windows*] must be kept closed, other than for access and egress, in all rooms when events involving amplified music or speech are taking place. Ventilation or air conditioning may be required in warm weather.
- (iii) The [*doors / windows*] at [*specify*] shall be fitted with [*double /secondary*] glazing in order to improve the sound attenuation of the premises.
- (iv) No music or speech shall be relayed via external speakers other than for events with the prior approval of the licensing authority.
- (vi) A [*sound trap lobby / acoustic door / automatic door closer*] shall be installed to [*describe the location*].
- (vii) A scheme of soundproofing the [*relevant parts*] of the premises must be agreed with the licensing authority and the work completed to the licensing authorities satisfaction.

(viii) [*Openings / specify*] in the external fabric of the premises must be acoustically sealed to the satisfaction of the licensing authority.

(ix) An alarm shall be fitted to [all external windows / fire doors] which alerts staff when [they / it] are opened without authorisation.

(x) The specification, location and orientation of all permanently fixed speakers shall be agreed with the licensing authority.

(xi) No fireworks or other pyrotechnics shall be used other than with the prior consent of the licensing authority.

(xii) Noise from the premises shall not result in exceedences of the following noise levels expressed as [*x minute Laeq*] at [*stated location*];

Frequency Range	From a hours to b hours	From y hours to z hours
[<i>Whole range</i>]	<i>x dBA</i>	<i>y dBA</i>
[<i>63Hz octave band</i>]	<i>x dBA</i>	<i>y dBA</i>
[<i>125 Hz octave band</i>]	<i>x dBA</i>	<i>y dBA</i>

(xiii) Prominent, clear notices shall be displayed at [*all exits / in the beer garden*] requesting customers to respect the needs of local residents and leave the premises and the area quietly.

(xiv) The [*garden / patio*] must not be used by customers after the hours of xx.xx.

(xv) The car park must be securely locked to prevent access to customers cars between xx.xx and yy.yy. Larger car parks to be managed to prevent disturbance particularly when they are adjacent to residential premises.

(xvi) Disposal of waste bottles into external receptacles where the noise will be audible to neighbouring properties must not occur between xx.xx and yy.yy

(xvii) Arrangements must be put in place to ensure that waste collection contractors do not collect refuse between xx.xx and yy.yy.

(xviii) Staff must be given adequate training to prevent them causing unnecessary noise when they leave the premises and prominent, clear notices displayed at all points where staff leave the building must instruct them to respect the needs of local residents and leave the premises and the area quietly.

(xix) The licensee or a nominated representative shall receive and respond to complaints throughout the duration of all noisy events.

(xx) No inflatable play equipment shall be used without the agreement of the Licensing Authority with respect to its hours of use and other conditions as may be appropriate.

(xxi) The [*car park/ garden*] shall be managed to ensure that it is not used for [*ball games /skateboarding/ other noisy recreational activities*].

(xxii) Acoustic screens/enclosures to be used to prevent the spread of noise from equipment.

(xxiii) External plant to be properly maintained to prevent mechanical deterioration.

48 Litter and Waste

An adequate number of waste receptacles for use by patrons shall be provided in positions agreed with the licensing authority and it shall be the responsibility of the licensee to empty and dispose of the collected refuse at a frequency to be agreed with the licensing authority.

Such collections should also be carried out at reasonable hours of the day.

The licensee shall comply with the Voluntary Code of Practice For The Fast Food Industry (DEFRA 2003) or any document which supersedes this.

49 Lighting

Any artificial lighting on the premises must not cause nuisance due to glare unless it is considered necessary by the local Police force to prevent crime and disorder.

50 Noxious smells

The licensee shall endeavour to ensure that there are no noxious smells emitted from the licensed premise so as to cause a nuisance to nearby properties and that the licensed premise is properly vented.

Conditions relating to the protection of children from harm

Access for children to licensed premises – in general

51 Children under the age of 18 years shall not be permitted to licensed premises where there has been a known association (having been presented with evidence) with or likely to give rise to:

Heavy or binge or under age drinking
Drugs
Significant gambling

Any activity or entertainment (whether regulated entertainment or not) of a clearly adult or sexual nature

- 52 No child under the age of 12 shall be allowed in a premise unaccompanied by an adult after 11.00pm in the evening in cases where that premise, is not serving alcohol for consumption on the premises, but where the public are allowed on that premises after that time.

Age restrictions – specific

- 53 The hours of the day during which age restrictions should and should not apply.
- 54 Types of event or activity in respect of which no age restrictions may be needed
- 55 Types of event or activity which give rise to a more acute need for age restrictions than normal.

Age restrictions – cinemas

- 56 Films should be classified in the following way:

U – Universal. Suitable for audiences age 4 years and over.

PG – Parental Guidance. Some scenes may be unsuitable for young children.

12A – passed only for viewing by persons aged 12 years or older or persons younger than 12 when accompanied by an adult.

15 – Passed only for viewing by persons aged 15 years and over.

18 – Passed only for viewing by persons aged 18 years and over.

- 57 The licensee must ensure that immediately before each exhibition at the premises of a film passed by the British Board of Film Classification there shall be exhibited on screen for at least 5 seconds in such a manner as to be easily read by all persons in the auditorium a reproduction of the certificate of the Board or, as regards a trailer advertising a film, of the statement approved by the Board indicating the classification of the film.

Theatres – performances especially for children

- 58 An attendant to be stationed in the area(s) occupied by the children, in the vicinity of each exit, provided that on each level occupied by children the minimum number of attendants on duty should be one attendant per 50 children or part thereof.

In cases of an event involving a significant number of unaccompanied children, the licensee should have a child protection policy in place to carry out suitable checks on staff before they take up employment.

Children in performances

59 In addition to the requirements of the Children (Performances) Regulations 1968, as amended the licensee shall ensure that with regard to the:-

venue – the back stage facility should be large enough to accommodate safely the number of children taking part in any performance.

Fire safety – all chaperones and production crew on the show should receive instruction on the fire procedures applicable to the venue prior to the arrival of the children.

Special effects – it may be inappropriate to use certain special effects including smoke, dry ice, rapid pulsating or flashing lights which may trigger adverse reactions especially in the case of children

Care of children – theatres, concert halls and similar places are places of work and may contain a lot of potentially dangerous equipment, it is therefore important that children performing at such premises are kept under adult supervision at all times including transfer from stage to dressing room or anywhere else on the premises. It is also important that the children can be accounted for at all times in case of an evacuation or emergency.

The Portman Group: practice on the naming, packaging and promotion of alcoholic drinks

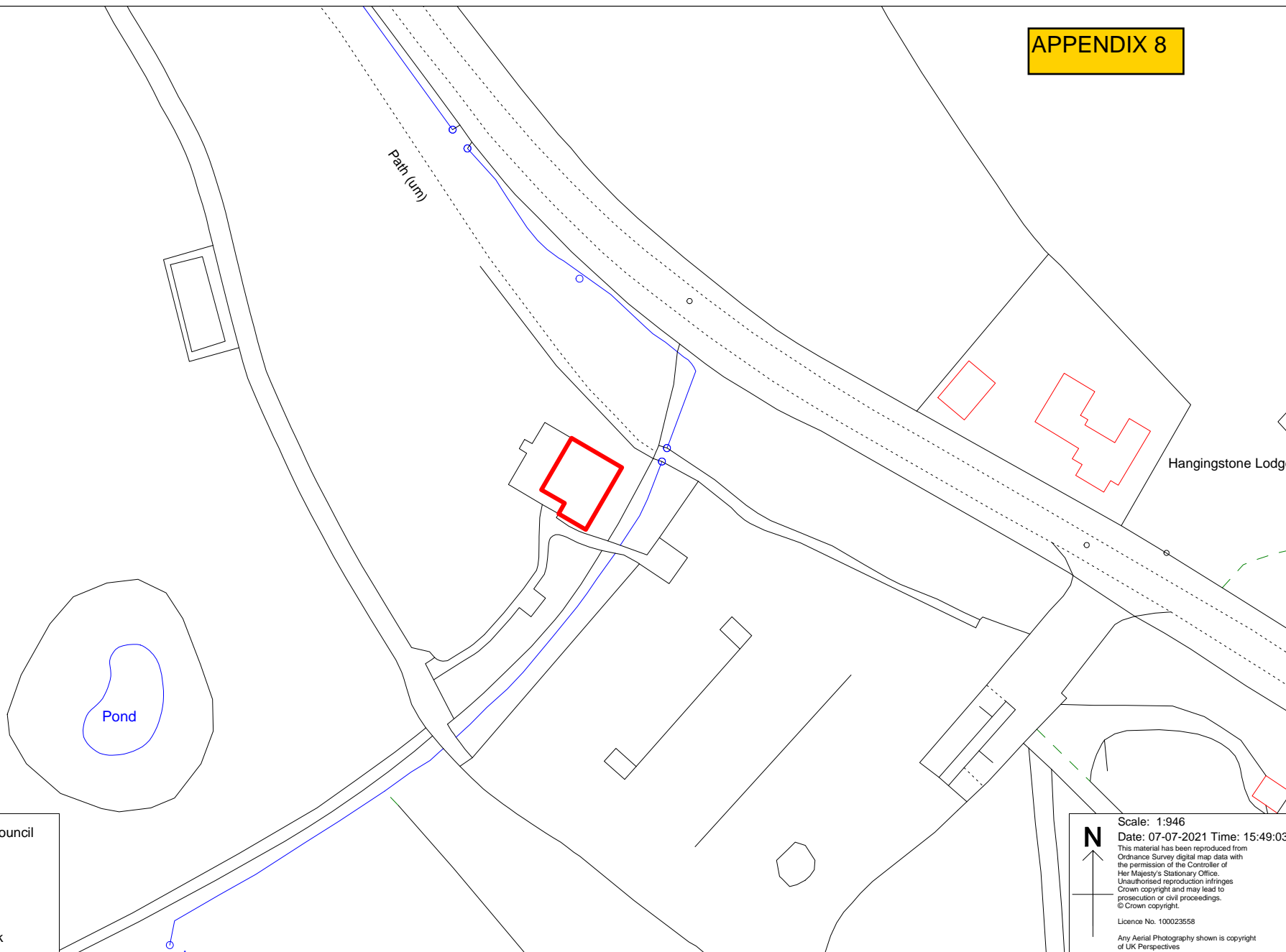
The Portman Group was set up in 1989 by the UK's leading drinks producers and its purpose is

- To promote responsible drinking
- To help prevent misuse of alcohol
- To encourage responsible marketing
- To foster a balanced understanding of alcohol related issues.

60 The licensee shall comply with the Portman Group's retailer alert bulletins.

For more information of such Bulletins access the Portman Group's website on www.portman-group.org.uk/codeofpractice/63.asp or contact the Group on 020 7907 3700 or by writing to the Portman Group, 7-10 Chandos Street, London, W16 9DG.

APPENDIX 8

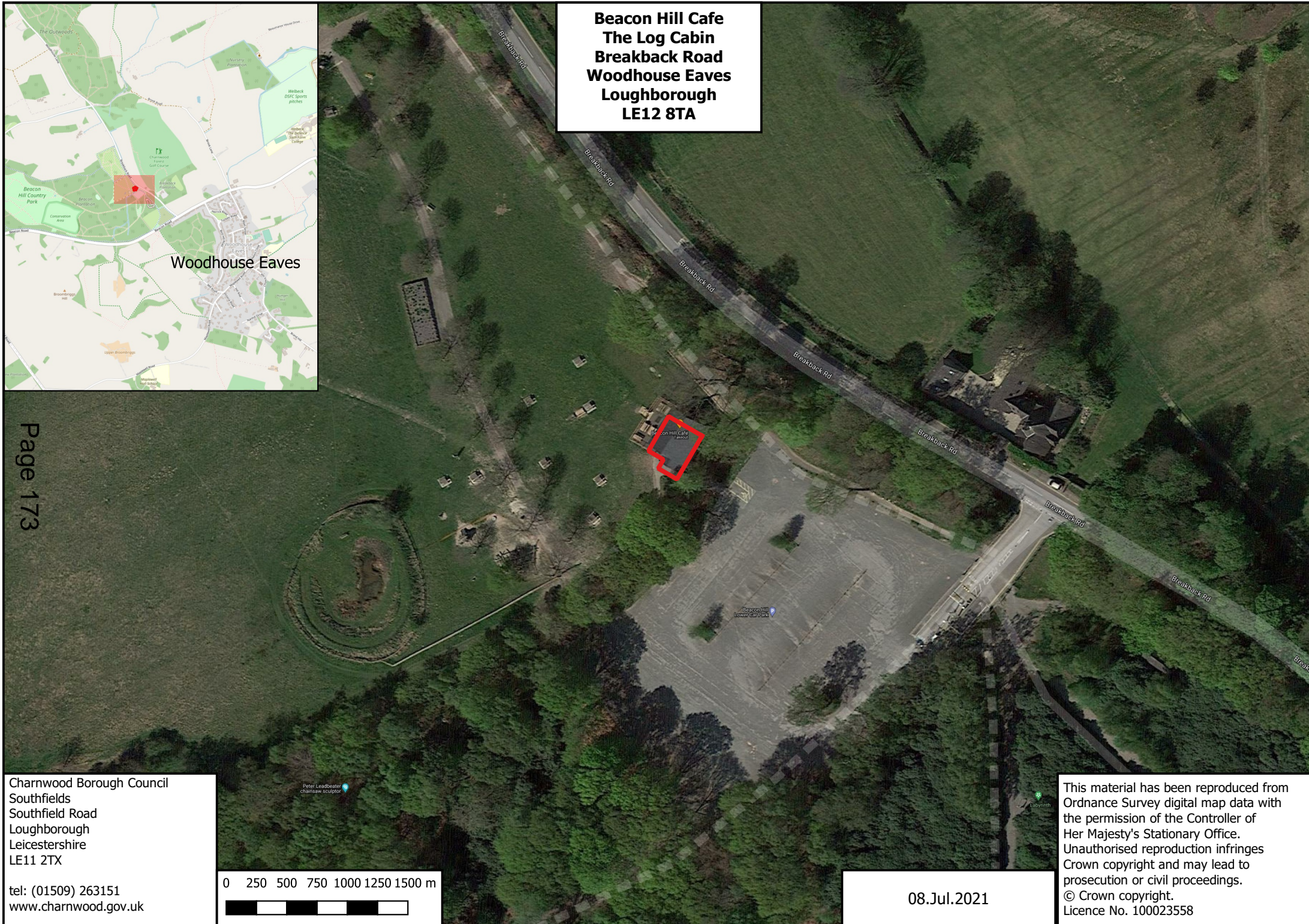


Charnwood Borough Council
Southfields
Southfield Road
Loughborough
Leicestershire
LE11 2TX
tel: (01509) 263151
www.charnwood.gov.uk

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Loughborough
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Southfields
Southfield Road
Loughborough
Leicestershire
LE11 2TX

tel: (01509) 263151
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