

Agenda

LICENSING HEARING

Date:	Wednesday, 9 November 2016 at 2pm
Venue:	Town Hall, St Annes, FY8 1LW
Panel members:	Councillor Neil Harvey (Convenor) Councillor Christine Akeroyd Councillor Ray Thomas Councillor Brenda Blackshaw (Reserve)

Item		Page
1	Declarations of Interest: Declarations of interest, and the responsibility for declaring the same, are matters for elected members. Members are able to obtain advice, in writing, in advance of meetings. This should only be sought via the Council’s Monitoring Officer. However, it should be noted that no advice on interests sought less than one working day prior to any meeting will be provided.	1
2	Procedure for the Conduct of Hearings	3 - 4
3	Application to Vary a Premises Licence at - Shillaylee, 27 Wood Street, St Annes	5 - 32
4	Application for Grant of a Premises Licence – Saswick House Farm, Roseacre Road, Roseacre	33 - 61

Contact: Sharon Wadsworth – Telephone (01253) 658546 – Email: democracy@fylde.gov.uk

The code of conduct for members can be found in the council’s constitution at <http://fylde.cmis.uk.com/fylde/DocumentsandInformation/PublicDocumentsandInformation.aspx>

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LICENSING ACT 2003

THE LICENSING ACT 2003 (HEARINGS) REGULATIONS 2005

PROCEDURE FOR THE CONDUCT OF HEARINGS

1. *Preliminary*

- 1.1. Under the regulations, the Licensing Authority is required to determine the procedure that it proposes to follow at any hearing under the Act. This document sets out the procedure that Fylde will normally follow.
- 1.2. A panel may decide to follow a different procedure at any hearing. If it does, it will specifically draw attention to any departures from the procedures set out in this document and the reasons for them.
- 1.3. Please refer to the regulations for other rules about procedure

2. *Interpretation*

In this procedure, the following words or phrases have the following meanings:

applicant	an applicant for a licence or any person who has a licence which may be reviewed or revoked as a result of the hearing
act	The Licensing Act 2003
licence	Includes any consent or permission under the act
panel	A sub-committee established by Fylde Borough Council under section 10 of the act
regulations	The Licensing Act 2003 (Hearings) Regulations 2003, and any reference to a numbered regulation is to the regulation so numbered in that statutory instrument
witness	A person given permission to appear at the hearing under regulation 8(2)

3. *Before the hearing*

- 3.1. At least ten days before the hearing, the panel will meet to consider:
 - 3.1.1. If the circumstances set out in regulation 9(1) apply, whether to dispense with holding a hearing;
 - 3.1.2. What, if any, particular points it considers it will want clarification on at the hearing from a party under regulation 7(1)(d), and
 - 3.1.3. What time limit to set under regulation 24.
- 3.2. If it is not practicable for the panel to meet to consider these matters, the convenor may ascertain the views of panel members separately and give effect to the majority view as if it had been reached in a meeting of the panel.

4. Opening the hearing

- 4.1. The convenor will identify all parties to the hearing who are present. The convenor will also identify any persons who are present who intend to assist or represent any party and any witnesses.
- 4.2. The convenor will then explain to the parties the procedure to be followed at the hearing, specifically drawing attention to any departures from the procedures set out in this document and the reasons for them. The convenor will also inform the parties that the proceedings will be recorded.
- 4.3. The panel will then consider any request by a party under regulation 8(2) for another person to appear at the hearing. The convenor will give any party who has made such a request (or their representative) which the panel proposes to deny an opportunity to address the panel about their request. The panel will then re-consider the request.
- 4.4. The convenor may invite any officer to carry out any functions under this paragraph.

5. Listening to the parties

- 5.1. Each of the parties will then be invited to:
 - 5.1.1. Open their case by addressing the panel;
 - 5.1.2. Give any further information requested by the panel under regulation 7(1)(d);
 - 5.1.3. Present the evidence of any witness; and
 - 5.1.4. Conclude their case by addressing the panel.
- 5.2. The order in which the parties will be invited to put their cases will be in the discretion of the panel, except that a party who is an applicant will be invited to put their case last.

6. Questioning the parties

- 6.1. Members of the panel may, following the conclusion of the case of each party, ask questions of that party or any witness appearing for them.
- 6.2. A party or their representative may only question another party if they have asked for permission from the panel after the panel members have finished questioning that party or their witness. The panel will only give permission if it is satisfied that the questioning will provide useful information about a matter relevant to their determination which is unlikely to be placed before the panel without such questioning

7. Time limits

Each party will be limited to the time set by the panel under regulation 24 in which to exercise their rights provided in paragraphs 5 and 6.2. The convenor will require the party or their representative to close their case or cease their questioning immediately this time limit is reached.

8. Considering the decision

- 8.1. The panel will consider their decision in private.
- 8.2. No officers will retire with the panel except for the committee administrator. The committee administrator may, if requested to do so, provide procedural, but not legal or technical, advice to the panel. The committee administrator will also assist the panel by drafting and finalising the wording of the panel's decision, if requested by the panel.
- 8.3. The panel may, while it is considering its decision, seek advice from legal or licensing officers. Officers will limit their advice to the specific issue identified by the panel and will leave the room where the panel is considering its decision as soon as that advice has been given and understood.

9. Announcing the decision

- 9.1. When the panel has made its decision, the public part of the meeting will resume.
- 9.2. The convenor will read out the decision of the panel, or may invite the committee administrator to do so. The meeting will then close or move on to the next business.

DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	LICENSING COMMITTEE	9 NOVEMBER 2016	3
APPLICATION TO VARY PREMISES LICENCE AT SHILLAYLEE, 27 WOOD STREET, ST ANNES			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

The Licensing Authority has received an application for the variation of a premises licence at Shillaylee, 27 Wood Street, St Annes. There have been representations from the Environmental Protection department (a Responsible Authority). As such a hearing must be held to determine the application.

RECOMMENDATION

1. That the Panel considers the application and determines to either:
 - (a) grant the application
 - (b) modify the conditions of the licence,
 - (c) reject the whole or part of the application.

SUMMARY OF PREVIOUS DECISIONS

Licence number FY PL0343 relates to the premises and was first granted to a different operator as the "Snooty Fox" on the 19th June 2013 by a Licensing Panel following representations by Environmental Protection and other persons.

May 2015 – Transfer and DPS variation application to current operators.

June 2015 – application to vary licence to amend existing licence to increase outdoor seating area, enable alcohol to be sold without food, to purchase drinks and bar and update plan to reflect alterations. Application granted subject to additional conditions.

CORPORATE PRIORITIES

Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	√
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

Report

Application

1. The application is for the variation to a premises licence at Shillaylee, Wood St, St Annes, Lytham described as "To extend hours of licensable activities E, F, H and alcohol and to remove the following conditions:
 - 2.3 *All drinks shall be served with a glass and poured at the table or bar and bottles shall not be allowed off the premises.*
 - 2.7 *No special effects or lighting shall be used at the premises save for disco lights to be supplied by any guest DJ or artist.*
 - 2.13 *No gaming machines shall be allowed on the premises.*
 - 3.9 *A personal licence holder will be on the premises at all times the premises is open to the public.*
 - 3.17 *There shall be no live entertainment taking place in outside areas.*
 - 3.28 *Persons who are consuming a table meal in the outside area and are already seated prior to, or at 9pm are permitted to remain outside until 10pm. The outside area is to be closed by 10pm on a daily basis.*
2. The matter has been referred to the panel because relevant representations have been received from a responsible authority.

Papers

3. The following papers are relevant and have been made available to panel members:
 - The application, including the plan and the operating schedule
 - The statutory guidance for licensing authorities issued by the secretary of state under section 182 of the Licensing Act 2003
 - The council's statement of licensing policy
 - Copies of relevant representations made by the following responsible authorities:
 - Environmental Protection
 - Copies of relevant representations made by the following interested parties

Consideration

4. The licensing objectives are:
 - The prevention of crime and disorder;
 - Public safety
 - The prevention of public nuisance; and
 - The protection of children from harm
5. As relevant representations have been made, it is the duty of the panel to take such of the steps set out below as it considers appropriate for the promotion of the licensing objectives. The steps are:
 - (a) grant the application
 - (b) modify the conditions of the licence,
 - (c) reject the whole or part of the application.

6. The Guidance issued by the Secretary of State and the Council's Statement of Licensing Policy will be material in considering the application, but cannot override the licensing objectives.
7. The following parts of the secretary of state's guidance appear to be particularly relevant to the application and the relevant representations:

2.14	Public Nuisance
9.30	Hearings
9.41	Determining actions that are appropriate for the promotion of the licensing objectives.
10.10	Proportionality

However, the parties appearing in the hearing may wish to draw the panel's attention to other parts of the guidance.

8. The following parts of the council's statement of licensing policy appear to be particularly relevant to the application and the relevant representations:

9.5	Licensing Panel Hearings
14.3	Prevention of Public Nuisance
14.3.2	Noise Nuisance
14.3.3	Beer Gardens

However, the parties appearing in the hearing may wish to draw the panel's attention to other parts of the policy.

Other Information

9. A representation was submitted by Henco International, an "other person" as defined by the Act relating to the terminal hour for the provision of recorded and live music until 0100. Following mediation, the applicant has volunteered to amend the operating schedule so that recorded and live music ceases at midnight which addresses Henco International's concerns. The Panel are therefore requested to consider this amendment as part of their determination.

Procedure

10. The applicant and the makers of the relevant representations have been invited to attend or be represented at the hearing.
11. The panel is asked to use the attached procedure in the hearing.

IMPLICATIONS	
Finance	No implications arising directly from the report.
Legal	No implications arising directly from the report.
Community Safety	No implications arising directly from the report.
Human Rights and Equalities	No implications arising directly from the report.
Sustainability and Environmental Impact	No implications arising directly from the report.
Health & Safety and Risk Management	No implications arising directly from the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Chris Hambly	01253 658422	13 th October 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Guidance issued under S182 of Licensing Act 2003	March 2015	https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/418114/182-Guidance2015.pdf
Statement of Licensing Policy	January 2016	http://www.fylde.gov.uk/business/licensing/licensingact2003/licensingpolicystatement/

Attached documents

1. Application Form
2. Current licence from licensing register
3. Representations
4. Area Plan

Blackpool Council

APPLICATION TO VARY A PREMISES LICENCE

Applicant Name(s):	Rosetta Truckel
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Licensing Service
Blackpool Council
Municipal Buildings, PO Box 4
Blackpool, FY1 1NA

Contact
T: (01253) 47 8572 / 8589
F: (01253) 47 8372
www.blackpool.gov.uk

Application to vary a Premises Licence under the Licensing Act 2003

Please read the following instructions first:

Before completing this form please read the guidance notes at the end of this 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.

Full name/s of the premises licence holder/s:
1) Rosetta Truckel
2)
3)

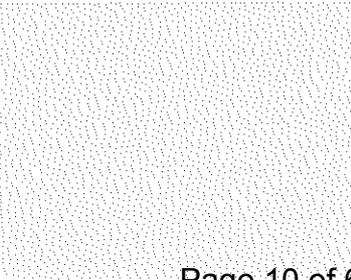
I/We the premises licence holder/s named above, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1

Premises Licence number:	FY PL0343
---------------------------------	-----------

Part 1 – Premises Details

Premises Address	Shillaylee						
	27 wood Street						
	St. Annes on Sea	Post Code	F	Y	8	I	Q
Telephone Number of premises (if any)	01253 714412						
Non-domestic rateable value of premises	Band B - £190						

Part 2 – Applicant details

Title:		Mrs		Ms	Other	Forename(s)	Rosetta					
Surname	Truckel					Date of Birth	Day	Month	Year			
Home address	1a Pleasant View											
	School Road											
	Blackpool	Post Code	F	Y	4	S	D	U				
Telephone Number	07						Mobile Number					
E-Mail address	S						hotmail.com					

SECOND INDIVIDUAL APPLICANT (If Applicable)

Title:		Mrs		Ms	Other	Forename(s)						
Surname						Date of Birth	Day	Month	Year			
Home address												
							Post Code					
Telephone Number						Mobile Number						
E-Mail address												

A. OTHER APPLICANTS

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

Name												
Address												
							Post Code					
Registered number												
Description of applicant (for example partnership, company, unincorporated association)												
Telephone number												
E-Mail address (optional)												

Part 3 – Variation

If yes please tick

Do you want the proposed variation to have effect as soon as possible?

If not, when do you want the variation to take effect from?

Day		Month		Year			

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

To Extend Hours of licensable activities;
E, F, H, +
Sale of Alcohol

Removal of conditions;
2.3 - 2.7 - 2.13

3.9 - Personal Lic holder will be contactable at all times, prem is open. This is family run by 2 people, at the min they are unable to both leave Prem at same time.

3.17 - Potentially 10am - 2100 in summer months.

3.28 - We wish to match wetherspoons for usage of outside area.

Part 4 – Operating Schedule

Please complete those parts of the Operating Schedule below that would be subject to change if this application to vary is successful.

Provision of regulated entertainment:

If yes please tick

- a) A performance of a play (if ticking yes, fill in box A)
- b) An exhibition of a film (if ticking yes, fill in box B)
- c) An indoor sporting event (if ticking yes, fill in box C)
- d) Boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) A performance of live music (if ticking yes, fill in box E)
- f) Any playing of recorded music (if ticking yes, fill in box F)
- g) A performance of dance (if ticking yes, fill in box G)
- h) Entertainment 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)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L, and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)	Both	
Tue					
Wed			State any seasonal variation for the exhibition of films (please read guidance note 4)		
Thu					
Fri			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 (please see guidance note 5)		
Sat					
Sun					

C

Indoor sporting event Standard days and timings (please read guidance note 6)			Please give further details (Please see guidance note 3)
Day	Start	Finish	
Mon			
Tue			
Wed			State any seasonal variations for indoor sporting events (please read guidance note 3)
Thu			
Fri			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 (Please see guidance note 5)
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
				Both	X
Mon			Please give further details here (please read guidance note 3) Potential to have a folk band, Irish Band siddler used in outside area 10.00-21.00 no live music outdoor outside of these times		
Tue					
Wed			State any seasonal variation for performance of live music (please read guidance note 4)		
Thu					
Fri	10.00	01.00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please see guidance note 5) Extended Bank Holiday on Mondays and the day prior 10.00 - 01.00		
Sat	10.00	01.00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the performance of recorded music take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variation for playing recorded music (please read guidance note 4)		
Thu					
Fri	10.00	01.00	Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please see guidance note 5) Extended Bank hol Mondays + Day Prior 10.00 - 01.00		
Sat	10.00	01.00			
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both		
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variation for the performance of dance (please read guidance note 4)		
Thu					
Fri			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 (please see guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (E), (F) or (G) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing <p style="text-align: center; font-size: 1.2em;">Karaoke</p>								
			Will this entertainment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)		<table border="1"> <tr> <td>Indoors</td> <td style="text-align: center;"><input checked="" type="checkbox"/></td> </tr> <tr> <td>Outdoors</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Both</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Indoors	<input checked="" type="checkbox"/>	Outdoors	<input type="checkbox"/>	Both	<input type="checkbox"/>
Indoors	<input checked="" type="checkbox"/>										
Outdoors	<input type="checkbox"/>										
Both	<input type="checkbox"/>										
Day	Start	Finish	Please give further details here (please read guidance note 3)								
Mon											
Tue											
Wed			State any seasonal variation for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)								
Thu											
Fri	10.00	01.00	Non-standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please see guidance note 5) <p style="font-size: 1.2em;">Extended Bank Holiday Mondays + Day Prior 10.00 - 01.00</p>								
Sat	10.00	01.00									
Sun											

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors, outdoors or both – please tick accordingly (Please read guidance note 2)		<table border="1"> <tr> <td>Indoors</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Outdoors</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> <tr> <td>Both</td> <td style="text-align: center;"><input type="checkbox"/></td> </tr> </table>	Indoors	<input type="checkbox"/>	Outdoors	<input type="checkbox"/>	Both	<input type="checkbox"/>
Indoors	<input type="checkbox"/>										
Outdoors	<input type="checkbox"/>										
Both	<input type="checkbox"/>										
Day	Start	Finish	Please give further details here (please read guidance note 3)								
Mon											
Tue											
Wed			State any seasonal variation for the provision of late night refreshment (please read guidance note 4)								
Thu											
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 see guidance note 5)								
Sat											
Sun											

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol for consumption be on the premises, off the premises or both (Please read guidance note 7)	On the Premises <input checked="" type="checkbox"/>
			including outside area	Off the premises <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	State any seasonal variation for the supply of alcohol (please read guidance note 4)	
Mon				
Tue				
Wed				
Thu				
Fri	10.00	01.00		
Sat	10.00	01.00		
Sun			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please see guidance note 5)	
			Extended Bank Holiday Mondays + the day prior 10.00 - 01.00	

K

Please highlight any adult entertainment or services, activities, other entertainment or matter ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None.

L

Hours premises are open to the public			State any seasonal variations (please read guidance note 4)
Standard days and timings (please read guidance note 6)			
Day	Start	Finish	Non-standard timings. Where you intend to use the premises to be open to the public at different times to those listed in the column on the left, please list (please see guidance note 5) Extended Bank Holiday Mondays + day Prior
Mon			
Tue			
Wed			
Thu			
Fri	10.00	0130	
Sat	10.00	0130	
Sun			

Please identify those conditions currently imposed on the licence that you believe could be removed as a consequence of the proposed variation you are seeking

2.3/2.7/2.13
3.8/3.77/3.28

Volunteered Conditions -
outside live entertainment limited to 10am-21.00.
PA Holder always contactable but not on Premise

We feel some conditions are hindering the business progression. This premises is ran by a husband + wife team who rarely employ staff therefore some conditions are too strict.

- I have enclosed the existing premises licence and summary If yes please tick
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes you are required to give your reasons for not including the licence, or any part of it below.

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

I will Drop this in following payment.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

b) The prevention of crime and disorder

c) Public Safety

d) The prevention of public nuisance

e) The protection of children from harm

If yes please tick

- I have made or enclosed payment of the fee
- I have sent copies of this application, a copy of the plan and a photocopy of the existing premises licence to responsible authorities and others where applicable
- I understand that I must advertise my application
- I have enclosed the premises licence or relevant part of it or an explanation why not
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 11). If signing on the behalf of the applicant please state in what capacity.

Signed	
Print Name	
Capacity	
Date	

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signed	
Print Name	
Capacity	
Date	

Contact name (where not previously given) and address for correspondence associated with this application. (Please read guidance note 13)									
Title:	Mr	Mrs	Miss	Ms	Other				
Forenames					Surname				
Address for Correspondence associated with this application									
						Post Code			
Telephone Number					Mobile Number				
E-Mail Address									

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period that the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. Describe the premises. For example the type of premises, it's general situation and layout and any other information that 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 is and its proximity to the premises.
2. Where taking place in the building or other structure please tick as appropriate. Indoors may include a tent.
3. For example state the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day, e.g. Christmas Eve.
6. Please give timings in 24-hour clock format (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on. If you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish for people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises that 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 of restricted age groups, the presence of gaming machines.
9. Please list here the steps you will take to promote all four licensing objectives together.
10. The application must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, the applicants or their respective agents must sign the application form.
13. This is the address that we shall use to correspond with you about this application.



Fylde Borough Council
Town Hall

You are here » Home » Licensing Act Premises Search » Detail » Application

Licensing Act 2003 - Premises Licence Register as at 09:20 on 13 October 2016

Shillaylee

27 Wood Street, St Annes, Lancashire, FY8 1QR

Premises Licence from

Licence holder(s)

Full Name:	Ms Rosetta Truckel
-------------------	--------------------

Designated Premises Supervisor

Full Name:	Ms Rosetta Truckel
-------------------	--------------------

Permitted Activities

- any playing of recorded music
- provision of late night refreshment
- the sale by retail of alcohol
- a performance of live music
- entertainment of a similar description to that falling within a performance of live music, any playing of recorded music or a performance of dance

Premises Open Hours Granted

	Time From	Time To
Sunday to Thursday	10:00	00:00
Non Standard Timings: Friday and Saturday		

Activities - Times Granted

	Time From	Time To
E. Performance of live music (Indoors)		
Sunday to Thursday	10:00	23:00
Friday and Saturday	10:00	00:00
New Years Eve	10:00	01:30
F. Playing of recorded music (Indoors)		
Sunday to Thursday	10:00	00:00
Friday and Saturday		
H. Entertainment of a similar description to that falling within E, F, or G (Indoors)		
Sunday to Thursday	10:00	00:00
Friday and Saturday		
L. Late night refreshment (Indoors)		
Monday to Sunday	23:00	00:00
M. The sale by retail of alcohol for consumption ON the premises only		

Sunday to Thursday
Non Standard Timings:
Friday and Saturday

10:00 00:00

Additional Conditions

Additional Conditions-1

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ANNEX 1 - MANDATORY CONDITIONS

- 1.1 No supply of alcohol may be made under this licence
- a. at a time when there is no designated premises supervisor in respect of it or,
 - b. at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended
- 1.2 Every retail sale or supply of alcohol made under this licence must be made or authorised by a person who holds a personal licence.

Mandatory Licensing Conditions (wef October 2014)

1. (1) 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.
(2) 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).
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
3. (1) 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
(2) 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.
(3) 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.
4. 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.

Licensing Act 2003 (Mandatory Licensing Conditions) Order 2014

- 1. 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.
- 2. For the purposes of the condition set out in paragraph 1-
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (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.

3. 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.
4. (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.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

- 2.1 Children under the age of 18 years shall only be permitted on the premises in the presence of an accompanying adult and not beyond 2100.
- 2.2 The premises shall have a strict no drugs policy which shall be applied and maintained throughout.
- 2.3 All drinks shall be served with a glass and poured at the table or bar and bottles shall not be allowed off the premises.
- 2.4 The premises shall operate an accident book system where all incidents are logged and recorded and full details taken.
- 2.5 The premises shall have First Aid Equipment available which shall be maintained and checked on a weekly basis and stocks replenished when required.
- 2.6 Tables and chairs at the premises shall be non-fixed and are moveable in the event of an emergency.
- 2.7 No special effects or lighting shall be used at the premises save for disco lights to be supplied by any guest DJ or artist.
- 2.8 When and if guest artists, bands and DJ's are performing at the premises any music shall be subject to an automatic noise limitation device. All music shall be kept to a reasonable noise level.
- 2.9 The premises shall be continually cleared and cleaned throughout the premises opening times.
- 2.10 All kitchen equipment shall be tested, passed and approved periodically.
- 2.11 Patrons shall necessarily be encouraged to leave the premises quietly and a notice shall be displayed to this effect if necessary.
- 2.12 Alcohol shall only be provided to persons aged 18 or over and identification shall be asked for in

the event of any doubt as to age.

- 2.13 No gaming machines shall be allowed on the premises.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

- 3.1 CCTV will be installed internally and externally at the premises and will comply with the following:
- a, The CCTV system shall be installed, maintained and operated to the reasonable satisfaction of Lancashire Constabulary, All public areas of the premises are to be covered by the system, The system will incorporate a camera covering each of the entrance doors and will be capable of providing an image which is regarded as identification standard,
 - b, The system will display on any recording the correct time and date of the recording.
 - c. The system will make recordings during all hours the premises are open to the public.
 - d. VCR tapes or digital recording shall be held for a minimum of 31 days and 28 days respectively, after the recording is made and will be made available to the Police or any authorised persons acting for a Responsible Authority for inspection upon request.
 - e. The system will, as a minimum, record images of the head and shoulders of all persons entering the premises.
- 3.2 A staff member who is conversant with the operation of the CCTV system will be on the premises at all times the premises are open to the public. This staff member will be able to show recent data or footage with the absolute minimum of delay when requested to a Police Officer or to a Local Authority Enforcement Officer.
- 3.3 The Licence holder or DPS shall notify the Police Licensing Unit on any occasion when the CCTV or radio system is to be inoperative for a period in excess of one working day and shall provide a certificate from a competent person stating the reason for the system being inoperative and the measures which have been taken to satisfy the licence conditions.
- 3.4 Security arrangements shall be sufficient to discourage the sale and consumption of drugs and shall ensure regular documented checks of toilet areas are conducted.
- 3.5 Any customers known to have been previously convicted of committing criminal offences relating to drugs shall be excluded from the premises.
- 3.6. An incident book will be maintained, in which shall be recorded:
- a. All incidents of crime and disorder
 - b. Refused sales to drunken persons
 - c. A record of any person refused admission or asked to leave the premises
 - d. Details of occasions upon which the Police are called to the premises
 - e. The use or discovery of drugs
- That book shall be available for inspection by a Police Officer or authorised person.
- 3.7 The licence holder is to support and rigorously enforce the Challenge 25 proof of age policy. Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification

acceptable:

- i. UK photo driving licence
- ii. Passport
- iii. Proof of Age Standards Scheme card.

If no suitable identification is provided sale of alcohol to them will be refused.

Signs promoting this policy will be prominently displayed at public entrances and alcohol sales areas.

- 3.8 All staff shall receive suitable training in relation to the proof of age scheme to be applied upon the premises. Records to evidence this shall be made available to an authorised officer on request.
- 3.9 A personal licence holder will be on the premises at all times the premises is open to the public.
- 3.10 Another member of staff shall be nominated to act for the Designated Premises Supervisor in their absence, whose identity shall be known by all other staff when such absence occurs.
- 3.11 Frequent collection of glasses and bottles will be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.
- 3.12 Any risk assessments carried out by or on behalf of the licence holder which relate to a licensing objective shall be available for inspection by an officer of a Responsible Authority.
- 3.13 An adequate number of Licensed Door supervisors will be on duty as appropriate to any risk assessment.
- 3.14 The premises shall be operated in participation with the 'Pubwatch' Scheme.
- 3.15 When regulated entertainment is taking place, all doors and windows shall be closed after 2200 hours except for access and egress.
- 3.16 All doors and windows shall remain closed during the performance of amplified entertainment except for access and egress.
- 3.17 There shall be no live entertainment taking place in outside areas.
- 3.18 Where practical acoustic curtains shall be placed over windows when live entertainment (DJ or live bands) is taking place.
- 3.19 The provision of food, including full meals and snacks shall be made available at all times that the premises is open with sufficient furniture and seating provided and set out in such a way that it does not become a high volume, vertical drinking establishment.
- 3.20 Seating inside the premises shall be provided for at least 80% of the total maximum capacity of the premises as determined by risk assessment.
- 3.21 Whenever licensable activities are available at the premises a waiter/waitress service shall be available.

- 3.22 No drink shall be removed from the premises in an unsealed container save for unfinished bottles of wine which must be recorked before being taken away from the premises.
- 3.23 All members of staff shall receive suitable training with regard to serving drunks and are to receive regular refresher training at intervals of a maximum of six months. Records to evidence this shall be made available to an authorised officer upon request.
- 3.24 Any person within the premises who appears to be drunk or is behaving in a disorderly manner shall be asked to leave the premises and shall be escorted off the premises in a calm and appropriate manner.
- 3.25 The premises licence holder shall risk assess the requirement for door supervisors at the premises and shall employ door supervisors in such numbers and at such times is deemed necessary by the risk assessment. This requirement to provide door supervisors as determined by risk assessment shall equally apply in respect of private functions and ticketed events where admission is only permitted by ticket purchased in advance.
- 3.26 Notwithstanding the above requirement to provide door supervisors as determined by risk assessment, at least one door supervisor shall be employed on Friday and Saturday evenings from 2100 hours until the premises has closed for trading.
- 3.27 All furniture in the outside area shall be fixed or, if not fixed, shall be removed from the outside area after the premises has closed for trading.
- 3.28 Persons who are consuming a table meal in the outside area and are already seated prior to, or at 9pm are permitted to remain outside until 10pm. The outside area is to be closed by 10pm on a daily basis.

ANNEX 4 - PLANS

See attached plan referenced FY PL0343.



Memorandum

To: Licensing

From: P Dent

Your Ref:

Our Ref: 81585

Date: 07/10/2016

Premises Licence

Location- Shillaylee, 27 Wood Street, Lytham St Annes, Lancashire, FY8 1QR

I refer to the above application and there are the following representations from Environmental Protection under the licensing objective Prevention of Public Nuisance.

There is a residential property that is adjacent to the premises that is subject to noise and disturbance. It is appreciated that both properties are situated within a town centre and that the effects of noise on dwellings is to be considered during the application. It is accepted that the operation of a business within a town centre need not be under the same restrictions as one situated within a more residential area.

All entertainment shall cease at midnight on Fridays and Saturdays and not 01.00 as applied for.

There is no objection to the premises serving alcohol until 01.00.

The outside area shall close to patrons except for the use of smokers after 22.00 each night to protect the amenity of the residents in the properties along Wood Street. This is also in accordance with the Council's Statement of Licensing Policy:

<http://www.fylde.gov.uk/business/licensing/licensingact2003/licensingpolicystatement/>

with particular reference to paragraph 14.3.3

"If an outside area falls within the licensed area it is expected that a condition will be included in the operating schedule as follows: Any outside area used for the consumption of alcohol will cease to be used by patrons after 22.00hrs"

Philip Dent

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27 Wood Street



DECISION ITEM

REPORT OF	MEETING	DATE	ITEM NO
RESOURCES DIRECTORATE	LICENSING COMMITTEE	9 NOVEMBER 2016	4
APPLICATION FOR GRANT OF A PREMISES LICENCE - SASWICK HOUSE FARM, ROSEACRE ROAD, ROSEACRE			

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

The Licensing Authority has received an application for the grant of a premises licence for Saswick House Farm, Roseacre Road, Roseacre. There have been representations from the Treales, Roseacre and Wharles Parish and nearby residents, who are “other persons” as defined by the Act. As such a hearing must be held to determine the application.

RECOMMENDATION

1. That the Panel considers the application and determines to either:
 - (a) grant the application subject to the conditions specified in the operating schedule modified to such extent as the panel considers appropriate for the promotion of the licensing objectives, and any mandatory condition,
 - (b) modify the conditions of the licence,
 - (c) refuse to specify a person in the licence as premises supervisor
 - (d) reject the application

SUMMARY OF PREVIOUS DECISIONS

There are no previous decision relating to this matter.

CORPORATE PRIORITIES	
Spending your money in the most efficient way to achieve excellent services (Value for Money)	√
Delivering the services that customers expect of an excellent council (Clean and Green)	√
Working with all partners (Vibrant Economy)	√
To make sure Fylde continues to be one of the most desirable places to live (A Great Place to Live)	√
Promoting Fylde as a great destination to visit (A Great Place to Visit)	√

Report

Application

1. The application is for the grant of a premises licence to Saswick House Farm, Roseacre Road, Roseacre.
2. The matter has been referred to the panel because relevant representations have been received from “other persons”.

Papers

3. The following papers are relevant and have been made available to panel members:
 - The application, including the plan and the operating schedule
 - The statutory guidance for licensing authorities issued by the secretary of state under section 182 of the Licensing Act 2003
 - The council’s statement of licensing policy
 - Copies of relevant representations made by the following responsible authorities:
 - None received
 - Copies of relevant representations made by the following interested parties
 - Treales, Roseacre and Wharles Parish Council
 - Ms A Broughton
 - Mr B Warner

Consideration

4. The licensing objectives are:
 - The prevention of crime and disorder;
 - Public safety
 - The prevention of public nuisance; and
 - The protection of children from harm
5. As relevant representations have been made, it is the duty of the panel to take such of the steps set out below as it considers appropriate for the promotion of the licensing objectives. The steps are:
 - (a) grant the application subject to the conditions specified in the operating schedule modified to such extent as the panel considers appropriate for the promotion of the licensing objectives, and any mandatory condition,
 - (b) modify the conditions of the licence,
 - (c) refuse to specify a person in the licence as premises supervisor
 - (d) reject the application
6. The Guidance issued by the Secretary of State and the Council’s Statement of Licensing Policy will be material in considering the application, but cannot override the licensing objectives.
7. The following parts of the secretary of state’s guidance appear to be particularly relevant to the application and the relevant representations:

2.14	Public Nuisance
8.12	Other persons
9.30	Hearings
9.41	Determining actions that are appropriate for the promotion of the licensing objectives.

However, the parties appearing in the hearing may wish to draw the panel's attention to other parts of the guidance.

8. The following parts of the council's statement of licensing policy appear to be particularly relevant to the application and the relevant representations:

- 9.5 Licensing Panel Hearings
- 14.3 Prevention of Public Nuisance
- 14.3.2 Noise Nuisance

However, the parties appearing in the hearing may wish to draw the panel's attention to other parts of the policy.

Procedure

- 9. The applicant and the makers of the relevant representations have been invited to attend or be represented at the hearing.
- 10. The panel is asked to use the attached procedure in the hearing.

IMPLICATIONS	
Finance	No implications arising directly from the report.
Legal	No implications arising directly from the report.
Community Safety	No implications arising directly from the report.
Human Rights and Equalities	No implications arising directly from the report.
Sustainability and Environmental Impact	No implications arising directly from the report.
Health & Safety and Risk Management	No implications arising directly from the report.

LEAD AUTHOR	TEL	DATE	DOC ID
Chris Hambly	01253 658422	18 th October 2016	

LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Guidance issued under S182 of Licensing Act 2003	March 2015	https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/418114/182-Guidance2015.pdf
Statement of Licensing Policy	January 2016	http://www.fylde.gov.uk/business/licensing/licensingact2003/licensingpolicystatement/

Attached documents

- 1. Application Form
- 2. Representations
- 3. Area Plan

 THE LICENSING PRACTICE LTD Specialists in Local Authority Licensing	3 Cardinal Place, Cleveleys, Lancs. FY52SQ Telephone: 01253 858186 or 01253 7708109 Fax: 01253 858186 E-mail: Licensingpract@aol.com Website: www.licensingpractice.co.uk
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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form.
 If you are completing this form by hand please write legibly in block capitals. In all cases ensure 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.

We **Woodcroft Holdings Limited** apply for 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, ordinance survey map reference or description	
Saswick House Farm Roseacre Road Roseacre	
Post town Preston	Post code PR4 3XD

Telephone number of premises (if any)	01995 671007
---------------------------------------	---------------------

Non domestic rateable value of premises	No none domestic rateable value.
---	---

Part A2 - Applicant Details

Please state the capacity in which you are applying to convert your existing licence

Please tick

a) an individual or individuals		please complete section(A)
b) a person other than an individual		please complete section (B)
i. as a limited company	√	please complete section (B)
ii. as a partnership		please complete section (B)
iii. as an unincorporated association or		please complete section (B)
iv. other (for example a statutory corporation)		please complete section (B)
c) a recognised club		please complete section (B)
d) a charity		please complete section (B)
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		please complete section (B)
h) the chief officer of police of a police force in England and Wales		please complete section (B)

(B) OTHER APPLICANTS

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

Name	Woodcroft Holdings Limited
Address	c/o Amanda Towers & Co 161 Preston Road Lytham St Annes FY8 5AY
Registered number (where applicable)	10259714
Description of applicant (for example, partnership, company, unincorporated association etc.)	Limited Company
Telephone number (if any)	
E-mail address (optional)	

Part 3 Operating Schedule

	Day		Month		Year			
When do you want the premises licence to start?	2	0	1	0	2	0	1	6

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

If 5000 or more people attend the premises at any one time, please state the number expected to attend	N/A
--	-----

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

The premise will comprise a cafe-restaurant along with, kitchen and toilet facilities for patrons and farm shop together with adjacent building to be used as additional seating and an outside seating area to the rear of the building. The property is situated within the grounds of Saswick House Farm, off Roseacre Road and approximately 1 mile from Roseacre and Elswick.

What licensable activities do you intend to carry on from the premises?
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Please tick Yes

Provision of regulated entertainment

a) plays	
b) films	
c) indoor sporting events	
d) boxing or wrestling entertainment	
e) live music	<input checked="" type="checkbox"/>
f) recorded music	<input checked="" type="checkbox"/>
g) performances of dance	
h) anything of a similar description to that falling within (e), (f) or (g)	

Provision of entertainment facilities for:

i) making music	
j) dancing	
k) entertainment of a similar description to that falling within (i) or (j)	

<u>Provision of late night refreshment</u>	<input checked="" type="checkbox"/> *
---	---------------------------------------

**but only in respect of New Year's Eve*

<u>Sale by retail of alcohol</u>	
a) for consumption on the premises	<input checked="" type="checkbox"/>
b) for consumption off the premises	<input checked="" type="checkbox"/>

In all cases complete boxes N, O and P

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of a films take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)	
Day	Start	Finish		
Mon				
Tue				State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed				
Thur			Non standard timings. Where you intend to use the premises for indoor sporting t. (please read guidance note 5)	
Fri				
Sat				
Sun				

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	09.00hrs	18.00hrs			
Tue	09.00hrs	18.00hrs			
Wed	09.00hrs	18.00hrs	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	09.00hrs	18.00hrs			
Fri	09.00hrs	18.00hrs	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list. (Please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	09.00hrs	18.00hrs			
Sun	09.00hrs	18.00hrs			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	✓
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	09.00hrs	18.00hrs			
Tue	09.00hrs	18.00hrs			
Wed	09.00hrs	18.00hrs	State any seasonal variations for the playing of recorded music (please read guidance note 4) None		
Thu	09.00hrs	18.00hrs			
Fri	09.00hrs	18.00hrs	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list. (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	09.00hrs	18.00hrs			
Sun	09.00hrs	18.00hrs			

G

Performance of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed			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. (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
			Will the entertainment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) None		
Wed			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. (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

I

Provision of facilities for making music Standard day and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing		
			Will the facilities for making music be indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue			State any seasonal variations for the provision of facilities for making music (please read guidance note 4) None		
Wed			Non standard timings. Where you intend to use the premises for the provision of facilities for making music at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

J

Provision of facilities for dancing Standard timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4) None		
Thur			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri					
Sat					
Sun					

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing					
			Will the entertainment facility be place indoors or outdoors or both – please tick (✓) (please read guidance note 2)	Indoors				
				Outdoors				
				Both				
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the provisions of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 4)		
Thur						Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list. (please read guidance note 5)		
Fri								
Sat								
Sun								

L

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (✓) (please read guidance note 2)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	
					Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) None			
Tue						
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list. (please read guidance note 5) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.			
Wed						
Thur						
Fri						
Sat						
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption on or off the premises or both – please tick (✓) (please read guidance note 7)	On the premises	
				Off the premises	
				Both	✓
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	09.00hrs	18.00hrs			
Tue	09.00hrs	18.00hrs			
Wed	09.00hrs	18.00hrs			
Thur	09.00hrs	18.00hrs	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list. (please read guidance note 5)		
			From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Fri	09.00hrs	18.00hrs			
Sat	09.00hrs	18.00hrs			
Sun	09.00hrs	18.00hrs			

<p>State the name and details of the individual whom you wish to specify on the licence as premises supervisor</p>
<p>Name: Linda Diane Daniel Address:</p>
<p>Personal licence number (if known) Being applied for. Issuing licensing authority (if known) Fylde Borough Council</p>

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	None
Mon	09.00hrs	18.00hrs	
Tue	09.00hrs	18.00hrs	
Wed	09.00hrs	18.00hrs	
Thur	09.00hrs	18.00hrs	
Fri	09.00hrs	18.00hrs	
Sat	09.00hrs	18.00hrs	
Sun	09.00hrs	18.00hrs	

Non standard timings. Where you intend to open the premises to the public at different times from those listed in the column on the left, please list. (please read guidance note 5)

From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

P

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

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

The primary purpose of the premises will be that of a cafe/restaurant serving food. The sale of alcohol will be ancillary to this use.

The provision of food, including full meals and snacks shall form a substantial element of the operation of the premises with sufficient furniture and seating provided and set out in such a way that it shall not become a high volume, vertical drinking establishment.

Seating inside the premises will be provided for at least 70% of the total maximum capacity of the premises as determined by a risk assessment.

Whenever licensable activities are available at the premises a waiter/waitress service shall be available.

b) The prevention of crime and disorder

At least one personal licence holder will be contactable while the supply or sale of alcohol is being undertaken (whose identity will be known to all other staff engaged in the supply or sale of alcohol) except in the case of emergency.

No person in possession of a drink in a sealed or unsealed container will be allowed to enter the premises except for the purposes of delivery.

No drink will be removed from the premises or outside area in an unsealed container save for unfinished bottles of wine which must be re-corked before being taken away from the premises.

No entertainment of an adult nature shall take place on the premises.

Frequent collection of glasses and bottles shall be undertaken to ensure that empty containers do not accumulate in or around the licensed premises.

Functions which specifically target young people aged 17-18 years (for example birthday parties) shall not be allowed to take place on the premises.

Appropriate measures shall be taken to ensure staff prevent the removal of bottles or glasses from the curtilage and grounds of the licensed premises or any outside area under the control of the premises licence holder.

Any person who appears to be intoxicated or who is behaving in a disorderly manner shall not be allowed entry to the venue. Any person within the premises who appears to be intoxicated or who is behaving in a disorderly manner shall be given care and consideration in leaving the venue.

Off sales from the premises shall be in sealed containers only. Any unfinished bottles of wine must be re-corked before being taken away from the premises.

An incident book will be maintained in which shall be recorded:-

- a. All incidents of crime and disorder
- b. Refused sales to suspected under-age and drunken persons
- c. A record of any person asked to leave the premises or removed from the premises
- d. Details of occasions on which the police are called to the premises

The book will be available for inspection by a police officer.

Any risk assessments carried out by or on behalf of the Licence holder, which relate to a licensing objective shall be available for inspection by an officer of a Responsible Authority.

All staff who are involved in the sale of alcohol shall be trained in relation to the licensing objectives so as to reduce crime and disorder, promote public safety, prevent public nuisance and promote the protection of children from harm. Said training shall be documented and shall be made available to an authorised officer upon request.

In the outside area, all customers consuming food or drink must be seated.

c) Public safety

The Premises shall be operate in accordance with all relevant legislation which promotes the public safety objective including, but not limited to, the Health and Safety at Work etc Act 1974 and associate regulations, the Food Safety Act 1990, the Regulatory Reform (Fire Safety) Order 2005 and the Disability Discrimination Act 1995.

Adequate first aid provision and fire-fighting will be available at all times on the premises.

d) The prevention of public nuisance

The Premises Licence Holder shall operate in accordance with all relevant legislation which promotes the public nuisance objective including but not limited to the Environmental Protection Act 1990 and the Noise Act 1996.

Noise or vibration shall not be allowed to emanate from the premises, such as to cause persons in the neighbourhood to be disturbed.

e) The protection of children from harm

A Challenge 25 proof of age policy shall be implemented and adhered to. All staff to have received suitable training in relation to the Challenge 25 proof of age scheme. Records to evidence this will be made available to an authorised officer upon request.

Any person who looks or appears to be under the age of 25 shall be asked to provide identification that they are over the age of 18. The following are the only forms of identification acceptable:

- i. A recognised proof of age card accredited under the British Retail Consortium's Proof of Age Standards Scheme (PASS)
- ii. Photo driving licence
- iii. Citizen card supported by the Home Office
- iv. Official ID card issued by HM Forces or European Union bearing a photograph and date of birth of the holder.

If no suitable identification is provided, the sale of alcohol to them will be refused.

All staff who are involved in the sale of alcohol shall be trained in relation to the Challenge 25 policy upon commencement of their employment following which they will undertake refresher training at suitable intervals. Records to evidence this will be made available to an authorised officer upon request.

Suitable signage will be displayed to specify that a Challenge 25 Policy is in place.

Please tick ✓ Yes

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

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

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

Signature *Rosa G. Atkinson*

Date **19th September 2016**.....

Capacity **Authorised Agent**

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

Signature

Date

Capacity

Contact Name (where not previously given) and address for correspondence associated with this application
(please read guidance note 19)

**Rodger Wightman or Robin Atkinson
The Licensing Practice,
3 Cardinal Place,**

Tel: 01253 858186 or 01253 770810

Post town **Cleveleys**

Post code **FY5 2 SQ**

Telephone number (if any) **01253 858186 or 01253 770810**

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

Andy Hough

From: Gillian Cookson <gilliancookson@aol.com>
Sent: 17 October 2016 22:03
To: Andy Hough
Cc: Heather Speak; Treales / Roseacre / Wharles
Subject: Fwd: Saswick farm shop and tea room

Hello Andy,

Our Parish Clerk is overseas at the moment though Samantha does have access to emails so you may get something from her also.

Just to be sure though the Parish Council met on Tuesday 11 October and the above license application was on the agenda.

The Parish council agreed to make representations to Fylde Council regarding this application and I am aware that the decline is midnight tonight.

I will attempt to find the Representation Form on line now but in case I do not I would be very grateful if you will take the information from this email.

Treeless Roseacre and Wharles Parish Council

Gillian Cookson Chair c/o The Clerk to the Parish Council Pointer House Wharles
gilliancookson@aol.com
tel 07759278442

Regarding
Saswick House Farm, Roseacre Road Roseacre PR4 3XD

Licensing objectives referred to are public nuisance and public safety

Concerns

Saswick House Farm is located next to Saswick Court which is a group of houses converted from the former farm buildings once attached to the Farm, there are therefore people living in close proximity to the application, both next to and across the road. This is a quiet rural area and the application for a drinks and live/recorded music licence could impact on the residents living nearby by, both in terms of increased noise from the venue and increased traffic. The original application for conversion of buildings from a farm shop to a tea room was supported by the parish council. But the venue now seems to now be changing to a cafe/restaurant serving alcohol. An alcohol and live music licence implies that events would be held (the licence does also include application for extended hours from New Years Eve until New Year's Day) which will see larger groups of people arriving and leaving the premises which will increase noise and traffic onto a rural highway and impact on the lives of those living in close proximity to the premises. The council are also concerned about the car parking provision and that overspill cars may park on the unlit rural Roseacre Road. The Parish Council would request that LCC Highways are also consulted for their views on highway safety.

The Parish Council would be grateful if the above concerns would be taken into consideration.

Gillian Cookson
on behalf of TRW Parish Council



Licensing Act 2003 – Representation Form

1. In what capacity are you making this representation:

- A person x
- A body representing a persons
- A person involved in a business
- A body representing a business

2. Details of Person/Body Making Representation

Mr Mrs Miss Ms x Other

Surname: Broughton	First Names: Anne
Postal address: 5 Saswick Court Roseacre Road Roseacre	
Post Code: PR4 3XD	Phone: Mobile: e-mail:

3. Details of the Premises/Club

Name: Woodcroft Holdings Ltd	
Postal address: Saswick House Farm Roseacre Road Roseacre	
Post Code: PR4 3XD	Reference Number (If Known):

4. Which of the Licensing Objectives does your representation refer to?

The prevention of crime & disorder

Public Safety

The prevention of public nuisance

The protection of children from harm

5. What are your concerns?

Please provide full details of your concerns regarding the premises. Please include or enclose any evidence you may have in support of your concerns:

I wish to object to the application for a license for the sale of alcohol and live and recorded music at Saswick House Farm, on the grounds of public nuisance and public safety.

Saswick House farm is located in very close proximity to a small development of residential properties (6 properties) with a further 2 cottages just across the road from the Farm. There is a single wall that separates the farm from the front of the properties, but only a hedge between the proposed tearoom and the back gardens of two of the properties, No 4 and No 5.

This is a very rural location and people have deliberately chosen to live here because they value the peaceful surroundings, enjoy the outdoors specifically the garden and birdsong etc.

An establishment selling alcohol and playing music will be a significant intrusion into that environment and could render our lives unbearable being subjected to someone else's music all day, in summer there could be no escape from it, with the windows open.

The combination of music and alcohol will likely attract larger parties and functions not in keeping with the original application for tearoom, or in keeping with a common understanding of tearoom, hence I did not object to the original planning application. Given the location, rural road, no lighting, no pavement not on any public transport routes a venue of this sort will generate far more traffic, car doors slamming and people combined with alcohol do have a tendency to be nosier and rowdier which will have a real and detrimental impact on the lives of the residents close by.

Roseacre road is a quiet country lane, with no lighting or pavements it is very popular with cyclists, walkers and horse riders, there are two sets of stables just up the road from Saswick House Farm. There is no public transport, and the road has to be used by pedestrians going to Elswick and Roseacre. For this development to thrive it will be introducing a significant increase in vehicular traffic to the area putting other road users at risk.

I believe that the application for a music and alcohol license is wholly inappropriate in this location and should not be granted

(Please continue on a separate sheet if necessary)

6. Suggested amendments?

Could the licence be amended in any way to remedy your concern? If so, how?
NO

(Please continue on a separate sheet if necessary)

Signature	
Capacity	Resident
Date	16/10/2016

Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Also it will be published in the report available to the Licensing Committee, which will be publicly available.

Please return this completed form to:
The Licensing Team
Town Hall
Lytham St Annes
Lancashire
FY8 1LW



Licensing Act 2003 – Representation Form

1. In what capacity are you making this representation:

- A person X
 A body representing a persons
 A person involved in a business
 A body representing a business

2. Details of Person/Body Making Representation

Mr X Mrs Miss Ms Other

Surname: Warner	First Names: Barry
Postal address: Foxfields, Saswick Court, Roseacre Road, Roseacre, Near Preston	
Post Code: PR4 3XD	Phone: Mobile: e-mail:

3. Details of the Premises/Club

Name: Woodcroft Holdings Ltd	
Postal address: Saswick House Farm Roseacre Road Roseacre	
Post Code: PR4 3XD	Reference Number (If Known):

4. Which of the Licensing Objectives does your representation refer to?

- The prevention of crime & disorder Public Safety X
 The prevention of public nuisance X The protection of children from harm

5. What are your concerns? Please provide full details of your concerns regarding the premises. Please include or enclose any evidence you may have in support of your concerns:

I would like to object to the granting of a sale of alcohol and regulated entertainment license for Saswick House Farm on the grounds of prevention of public nuisance and public safety (access/egress,traffic/parking). I believe that the extension in scope of the tea rooms in this way is totally inappropriate for the location.

Proximity of Residential dwellings to "Tea Rooms"

To fully appreciate the situation it is necessary to understand the nature of the development at Saswick Court. This is a residential development based on what use to be Saswick Farm and follows the footprint of old farm buildings centred round the old farm yard. As such some of the residential dwellings are extremely close to Saswick House Farm, only a matter of feet away. Indeed only a brick wall separates these properties from Saswick House Farm. There are no conventional gardens putting distance between the farm and the rest of the dwellings. The Saswick Court development will be significantly and seriously affected by noise from Saswick House Farm commercial activities.

I do not think it is reasonable that licensed premises should be approved so close to a residential development and can think of no other situation where such a situation exists (for example Roots, Catforth). Other country cafes are typically situated away from other residential dwellings or are located in areas of mixed retail/ amenity activity. The granting of this license will have a serious effect on house prices.

Change in nature of the tea rooms.

The granting of these licenses is not integral to business success as other similar enterprises i.e. tea rooms in the area do not hold them yet remain viable businesses. **Residents raised no objections to the planning application on the basis of it being a Tea Room, with casual custom and, given the location this would principally be cyclists and walkers and occasional opportunistic cars.**

The size and scale of the building works currently taking place, together with this application (and discussions subsequently) present the site as a licensed venue, specifically designed to attract functions.

Development by Stealth

I believe that this is development by stealth. The tea rooms are not yet open but already a change in its nature is requested. I think there would have been more initial opposition if the full extent of the proposal was anticipated. Once the license is given in principle, it will be easier to obtain extensions both in terms of general hours of operation and the request for additional late nights. It has been reported informally that in addition to passing trade the developers hope to make this a destination of choice for a variety of organisations and events.

Public nuisance

The Tea Rooms as previously presented could be in accord with the rural nature of the environment and comply with the building vernacular. Indications at present confirm a departure from this which is further substantiated by the license application.

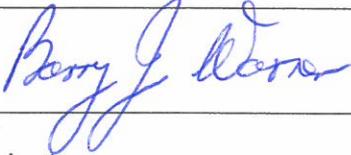
The capacity to cater for larger parties/functions, provision of alcohol and permission for music all suggest such a deviation. Clearly, New Year's Eve makes this explicit. *(continued below, see end)*

6. Suggested amendments?

Could the licence be amended in any way to remedy your concern? If so, how?

No

(Please continue on a separate sheet if necessary)

Signature	
Capacity	Resident
Date	15.10.2016

Your representation will be passed to the applicant, to allow them the opportunity of addressing your concerns. Also it will be published in the report available to the Licensing Committee, which will be publicly available.

Please return this completed form to:
 The Licensing Team
 Town Hall
 Lytham St Annes
 Lancashire
 FY8 1LW

5. What are your concerns? Please provide full details of your concerns regarding the premises. Please include or enclose any evidence you may have in support of your concerns:

Continued

The ambient noise level in the area is low. Sound travels and the proximity of Saswick Court makes nuisance a certainty. It is likely, given the noise environment, that properties at Saswick Cottages and Roseacre could be impacted by the noise, from music and from cars (doors slamming etc). Previous experience from family weddings held in the old farm buildings were clearly audible (but these were family functions and, by definition, limited and naturally attracted no complaints).

- Given the number of days requested in the license application, the scale of the development, the contributory nature of alcohol and music to nuisance in most locations and the absence of [masking] noise in the environment the potential for nuisance is substantial.

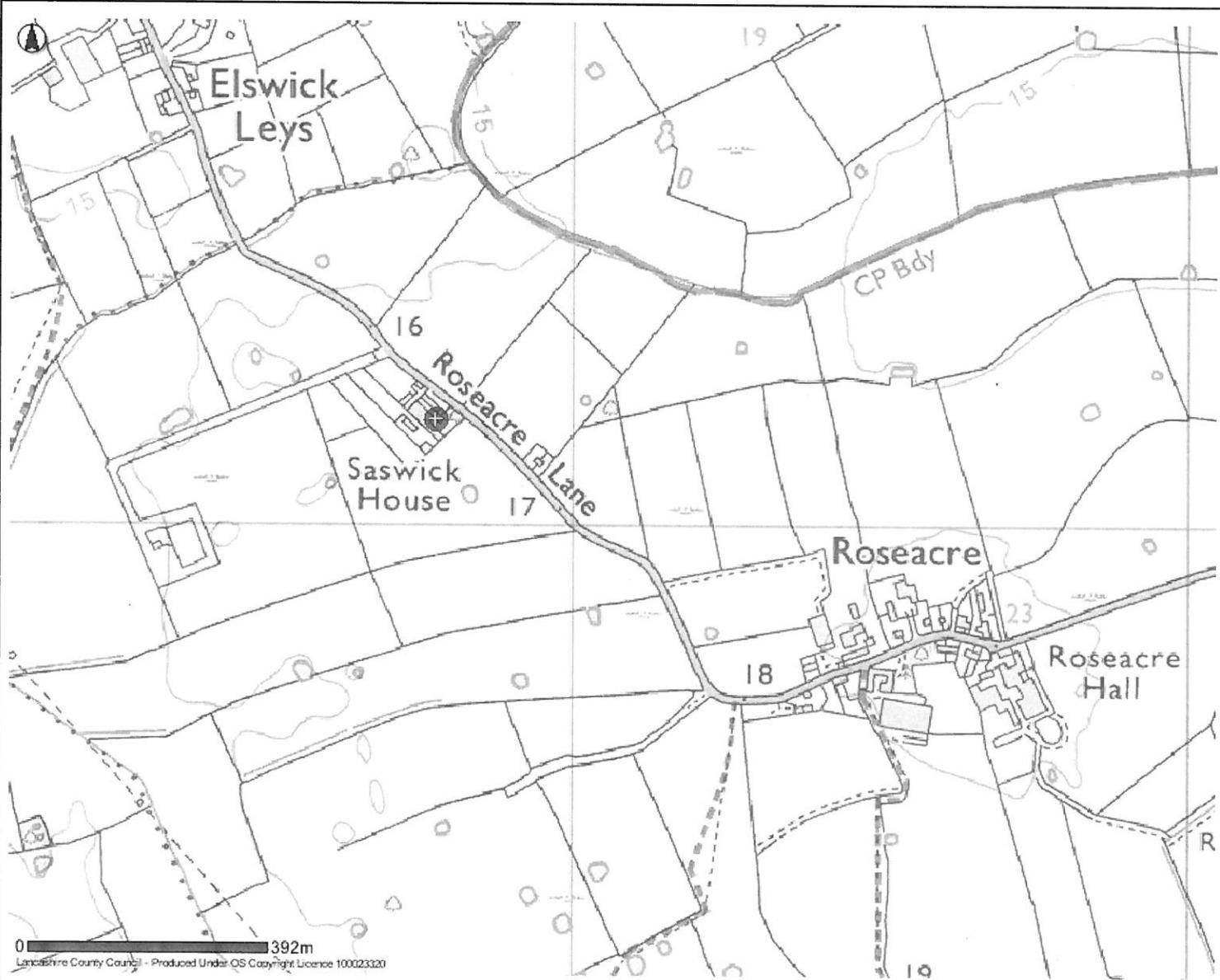
continued

Public Safety:

Roseacre Road is a rural road with all the attendant hazards: it is narrow, bordered by hedges, has many curves and points of access (to dwellings or fields). It is also a fast road, especially between clusters of houses or villages. The stretch from Roseacre to Elswick is one such stretch. Motorists can and do drive at speed. Hedges show evidence of cars coming off the road, though not necessarily reported as accidents. There are also substantial numbers of cyclists, some walkers and equestrians.

Introducing a venue of the type represented by the license application will introduce access and egress issues onto an already hazardous road. Without sufficient numbers (generated by marketing and events?) the development as now presented would fail to make economic sense and therefore the potential for accidents is a material consideration. Equally, the distraction potential of music/activity in an unexpected rural environment on drivers travelling at speed on an intrinsically challenging road should be considered. In Autumn and winter even the existing hours of opening will cover hours of semi or complete darkness and all public safety issues will be exacerbated.





- Districts
- Other District/Unitary Authority
 - Lancashire Districts

Saswick House Farm



Date: 18/10/2016

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