

NORTH WEST LEICESTERSHIRE DISTRICT COUNCIL

LICENSING SUB COMMITTEE – 24TH SEPTEMBER 2008

Title of report	APPLICATION FOR A PREMISES LICENCE
Contacts	<p>Councillor Nicholas Rushton 01530 412059 nicholas.rushton@nwleicestershire.gov.uk</p> <p>Commercial Services Manager 01530 454610 lee.mansfield@nwleicestershire.gov.uk</p> <p>Licensing Enforcement Officer 01530 454528 catherine.gale@nwleicestershire.gov.uk</p>
Purpose of report	To determine an application for a premises licence at The Cattows Farm Shop and Tea Room located at Heather, Coalville, Leicestershire, LE67 2TD. This report outlines the application and summarises the representations received. It also highlights the licensing objectives, the relevant parts of Government guidance and the pertinent sections of the Licensing Authority's Licensing Policy.
Strategic aims	Strong and Safer Communities
<p>Implications:</p> <p>Financial/Staff</p> <p>Link to relevant CAT</p> <p>Risk Management</p> <p>Equalities Impact Assessment</p> <p>Human Rights</p>	<p>Implications arising from an appeal made to the Magistrates Court by anyone aggrieved by the decision of the Sub-Committee.</p> <p>Safer CAT.</p> <p>The usual risks of cost involved if the applicant appeals against the decision of the Committee. In any event and in order to mitigate these risks, the Committee should give clear reasons for its decisions and any such reasons would need to be substantiated in Court.</p> <p>Equality impact assessment to be undertaken during 2008/2009.</p> <p>Article 1 of Protocol 1 of the European Convention of Human Rights provides that everyone is entitled to the peaceful enjoyment of his possessions, except in the public interest and subject to the conditions provided for by law.</p>

Transformational Government	Not applicable.
Consultees	Leicestershire Constabulary, Leicestershire Fire and Rescue Service, Trading Standards, Health and Safety, Environmental Protection, Planning and members of the public/local businesses by way of notice on the premises and in a local paper.
Background papers	Guidance issued under Section 182 of the Licensing Act 2003 - available for reference at www.culture.gov.uk and Statement of Licensing Policy -available for reference at www.nwleics.gov.uk/licensing
Recommendations	THAT THE SUB-COMMITTEE DETERMINE THE APPLICATION.

1. Background

- 1.1 The premises currently trade as a farm shop with a tea room. There is also a pick your own fruit and vegetables facility on site which operates without the requirement for a premises licence.
- 1.2 An application for a premises licence was received on 30th July 2008 from Philip Alan Ludlam and James Philip Alan Ludlam. A full copy of the application is attached as **appendix 1**
- 1.3 A map showing the location of the premises is attached as **appendix 2**.
- 1.4 The Licensable activities that have been applied for are:-

The Provision of Regulated Entertainment consisting of live music – Indoors and outdoors:

Monday to Sunday 10:00hrs to 23:30hrs

The Provision of Regulated Entertainment consisting of recorded music, performance of dance and anything of a similar description. The Provision of entertainment facilities for making music, dancing and entertainment of a similar description – Indoors and outdoors:

Monday to Sunday 09:30hrs to 23:30hrs

Late night refreshment – Indoors and outdoors

Monday to Sunday 23:00hrs to 00:30hrs

Supply of alcohol – On and Off the premises

Monday to Sunday 09:30hrs to 23:30hrs

- 1.5 The applicant has specified that the following steps will be taken to promote the licensing Objectives:

General

- The business will promote all four licensing objectives to both staff and the general public/customers. Staff will be trained in accordance with current licensing law.

The prevention of crime and disorder

- The premises licence holder will adopt a policy whereby any person deemed to be under 21 years of age will be asked for identification.
- The premise is fully protected by burglar alarms and any stock alcohol will be stored in a lockable room.
- Any disorder will be dealt with by management or trained staff.
- Service may be refused at any time.

Public safety

- The premise is fitted with a smoke detection alarm.
- In case of power failure, we have illuminated exit signs and emergency lighting.
- Fire blankets and extinguishers are available.
- The premises have no steps and is wheelchair user friendly.

The prevention of public nuisance

- Any person deemed to be intoxicated or acting in an inappropriate manner will be politely refused any further service. In extreme cases they will be asked to leave the premises.

The protection of children from harm

- We will implement a policy whereby any person deemed to be under 21 years of age will be asked for identification.
- No activities of an adult nature will take place on the premises.

2.0 Representations

- 2.1 In respect of a new application, the applicant is responsible for advertising the application by way of a notice in specified form at the premises for not less than 28 consecutive days and in a local newspaper. The applicant placed notice in the Coalville Times on 1st August 2008 and officers are satisfied that proper notice has been displayed at the premises.

- 2.2 The applicant is also required to serve a copy of their application on each of the responsible authorities, namely, the Police and Fire authorities, Trading Standards

Department and the District Councils Health and Safety, Environmental Protection and Planning Sections.

- 2.3 On 11th August 2008 a representation was received from the Health and Safety department of North West Leicestershire District Council based on public safety however following discussions with both parties the applicant has agreed to attach a condition to the licence regarding risk assessments and event management plans relating to events for between 1,000 to 5,000 people in attendance have now withdrawn their representation.
- 2.4 On 11th August 2008 a representation was received from Environmental Protection of North West Leicestershire District Council on the grounds of public nuisance. The applicant has agreed to attach conditions to the licence relating to sanitary facilities and waste management details where provision for camping is provided. A condition has also been agreed that states that where external stage areas are provided a noise control scheme will be designed to minimise the impact of noise on nearby properties.

The applicant did not agree to a suggested amendment to the operating schedule that reduced the hours for any amplified live and recorded music in outdoor areas to cease at 23:00hrs. A copy of this representation is attached as **appendix 3**.

- 2.5 Interested parties in the vicinity of the premises are able to make representations within 28 days of the application being submitted to the Licensing Authority.
- 2.6 Four letters have been received from interested parties living in the vicinity of the premises making representations based on, public nuisance, crime and disorder, public safety and the protection of children from harm. Copies of those representations are attached as **appendices 4, 5, 6 and 7**.

3 Statutory Guidance

- 3.1 In making its decision, the Sub-Committee is obliged to have regard to Guidance issued by the Secretary of State under Section 182 of the Licensing Act 2003. All Licensing Committee members have been provided with a full copy of the guidance document. Officers consider that paragraphs 2.1 to 2.18, 2.19 to 2.31, 2.32 to 2.40, 2.41 to 2.51, 8.28 to 8.32, 10.21, 13.41 and 13.47 and 13.70 to 13.71 may have a bearing upon the application.

4.0 Statement of Licensing Policy

- 4.1 The Sub-Committee is also obliged to have regard to its own Statement of Licensing Policy. Officers consider that paragraphs 2.3 and 2.4, 7.1 to 7.2, 8.1 to 8.4, 9.1 to 9.3, 10.1 to 10.5, 13.1 to 13.2 and 17.1 to 17.3 may have a bearing upon the application.

5.0 Observations

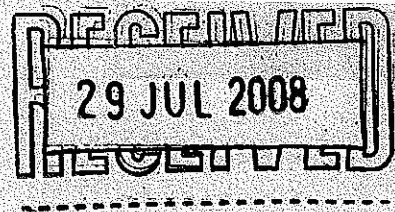
5.1 The Committee is obliged to determine this application with a view to promoting the licensing objectives, which are:

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

5.2 The Committee may take any of the following steps, it considers necessary for the promotion of the licensing objectives:

- a) Grant the application as requested.
- b) Modify the conditions of the licence, by altering or omitting or adding to them.
- c) Reject the whole or part of the application.

5.3 There is a right of appeal to the Magistrates Court against the decision of the Sub-Committee by the applicant and persons who made relevant representations.



SCHEDULE 2

Regulation 10

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand, please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

I/We PHILIP ALAN LUOLAM AND JAMES PHILIP ALAN LUOLAM apply for a premises licence under (insert name(s) of applicant)

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

Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description THE CATTOGS FARM SHOP AND TEA ROOM, CATTOGS FARM HEATHER Post town COALVILLE Post code LE67 2TD

Telephone number at premises (if any)

Non-domestic rateable value of premises £ 6050

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick YES

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

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- 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)

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

Please tick YES

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr Mrs Miss Ms Other title (eg Rev)

Surname LUOLAM	First names PHILIP ALAN
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I am 18 years old or over Please tick YES

Current postal address if different from premises address CATTOWS FARM HEATHER	
Post town COALVILLE	Post code LE67 2TD
Daytime contact telephone number	E-mail address (optional)

SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)

Mr Mrs Miss Ms Other title (eg Rev)

Surname LUDLAM	First names JAMES PHILIP ALAN
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I am 18 years old or over Please tick ✓ YES

Current postal address if different from premises address WHITE HOUSE FARM, NEWTON ROAD HEATHER	
Post town COALVILLE	Post code LE67 2RD.
Daytime contact telephone number	
E-mail address (optional)	

(B) OTHER APPLICANTS

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

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

Part 3 - Operating Schedule

Please tick ✓ YES

When do you want the premises licence to start?

Day	Month	Year
1	10	82008

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

Day	Month	Year

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

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

Farm Shop - Comprising of; shop floor, store room, office, cold store.
Tea Room - Comprising of; eating area and kitchen.
Disabled access to all areas. Five entrance / exit points to the building. (three of which are designated fire exits). Toilet facilities in separate building.
Consumption of alcohol in tea room.
Sale of alcohol in both farm shop and tea room.
Outdoor areas for consumption on premises for events to include; agricultural/country shows, music events + concerts.
Marquee venue for consumption on premises.
Approximately 40' x 100'. Adjacent toilets, kitchen, bar + dance floor.

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

Provision of entertainment facilities for:

- (i) making music (optional, fill in box I)
- (j) dancing (optional, fill in box J)
- (k) entertainment of a similar description to that falling within (i) or (j) (optional, fill in box K)

Provision of late night refreshment (optional, fill in box L)

Supply of alcohol (optional, fill in box M)

In all cases complete boxes N, O and P (optional)

A

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

B

Films Standard days and timings (please read guidance note 1)			Will the exhibition of films 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					
Tue					
Wed			State any seasonal variations for 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 from 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 here (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 events at different times from those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					

D

Boxing or wrestling entertainments			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
Standard days and timings (please read guidance note 1)				Outdoors	
			Both		
			Please give further details here (please read guidance note 3)		
Day	Start	Finish			
Mon					
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
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 read guidance note 5)		
Sat					
Sun					

E

Live music			Will the performance of live music take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
Standard days and timings (please read guidance note 6)				Outdoors	
			Both		✓
			Please give further details here (please read guidance note 3)		
Day	Start	Finish	Amplified music		
Mon	10am	11:30pm			
Tue					
Wed			State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	9:30am	11:30pm	Played in farm shop, tea room and marquee venue. Played outdoor in intervals between live music.		
Tue					
Wed			State any seasonal variations for playing recorded music (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

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	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	9:30am	11:30pm			
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f), or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment that you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	✓
Please give further details here (please read guidance note 3)					
Mon	9:30am	11:30pm			
Tue					
Wed					
			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Thur					
Fri					
			Non standard timings. Where you intend to use the premises for entertainment of a similar description to that falling within (e), (f) or (g) at different times from those listed in the column on the left, please list (please read guidance note 5).		
Sat					
Sun					
	↓	↓			

I

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music that you will be providing <i>In marquee, farm buildings or outdoor</i>		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	✓
Please give further details here (please read guidance note 3)					
Mon	9:30am	11:30pm			
Tue					
Wed					
			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur					
Fri					
			Non standard timings. Where you intend to use the premises for the provision of facilities for making music entertainment at different times from those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					
	↓	↓			

J

Provision of facilities for dancing Standard days and 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	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give a description of the type of facilities for dancing that you will be providing		
Mon	9:30am	11:30pm	<i>Performance of folk and traditional and ethnic dancing. Dancing to live and recorded music.</i>		
Tue					
Wed			State any seasonal variations for providing dancing facilities (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun	↓	↓			

K

Provision of facilities for entertainment of a similar description to that falling within J or K Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing		
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick ✓ (please read guidance note 2)	Indoors	
				Outdoors	
				Both	
			Please give further details here (please read guidance note 3)		
Mon	9:30am	11:30pm			
Tue					
Wed			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within (j) or (k) (please read guidance note 4)		
Thur					
Fri			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 (j) or (k) at different times to those listed in the column on the left, please list (please read guidance note 5)		
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	
				Outdoors	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	9:00am	12:30pm			
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please see guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the provision of late night entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat					
Sun					
	↓	↓			

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption please tick box ✓ (please read guidance note 7)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	9:30am	11:30pm			
Tue					
Wed					
Thur			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times from those listed in the column on the left, please list (please read guidance note 5)		
Fri					
Sat					
Sun					
	↓	↓			

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

Name JAMES LUDLAM
 Address WHITE HOUSE FARM, NEWTON ROAD,
HEATHER, COALVILLE, LEICESTERSHIRE.
 Postcode LE67 2RD
 Personal Licence number (if known)
 Issuing Licensing Authority (if known)

N

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

O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	9am	12pm	
Tue			
Wed			
Thur			Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			
	↓	↓	

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 business will promote all four licensing objectives to both staff and the general public/customers. Staff will be trained in accordance with current licensing law.

(b) The prevention of crime and disorder

We will adopt a policy whereby any person deemed to be under 21 years of age will be asked for identification. The premises is fully protected by burglar alarms and any stock alcohol will be stored in a lockable room. Any disorder will be dealt with by management or trained staff. Service may be refused at any time.

(c) Public safety

The premises is fitted with smoke detection alarms. In case of power failure, we have illuminated exit signs and emergency lighting. We have fire blankets and extinguishers. The premises has no steps and is wheelchair friendly.

(d) The prevention of public nuisance

Any person deemed to be intoxicated or acting in an inappropriate manner will be politely refused any further service, and in extreme cases asked to leave the premises.

(e) The protection of children from harm

We will implement a policy whereby any person deemed to be under 21 years of age will be asked for identification. No activities of an adult nature will take place on the premises.

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 OF 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 *P. A. huddan*
Date *21-7-08*
Capacity *Joint Applicant*

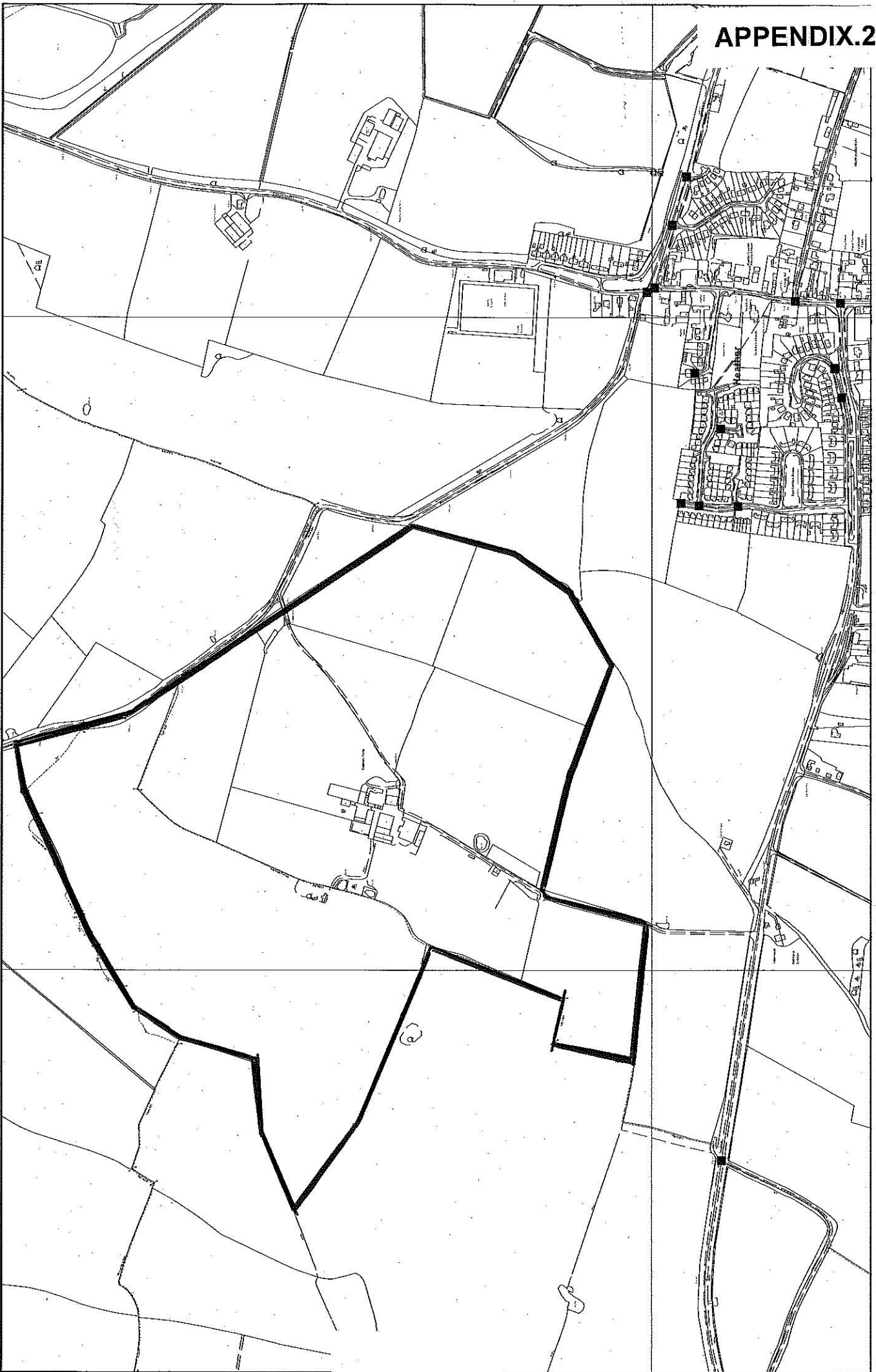
For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (Please read guidance note 12). **If signing on behalf of the applicant please state in what capacity.**

Signature *[Signature]*
Date *21/07/2008*
Capacity *Joint applicant.*

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

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

APPENDIX.2



Date: 29 August 2008
SLA: Not Set
Scale: 1:7500

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REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority (please delete as applicable): Environmental Protection

Your Name	Minna Haines
Job Title	Environmental Health Officer
Postal and email address	North West Leicestershire District Council Council Offices Coalville LE67 3FJ
Contact telephone number	

Name of the premises you are making a representation about	The Cattows Farm Shop and Tea Room
Address of the premises you are making a representation about	Cattows Farm Heather LE67 2TD

Which of the four licensing Objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent crime and disorder	No	
Public safety	No	
To prevent public nuisance	Yes	There are concerns over the proposed times of entertainment and apparent lack of noise control as this can have detrimental affects to the residents of Heather. Also, with the potential for large events being held including camping facilities the licensee must make provision to protect public health.
To protect children from harm	No	

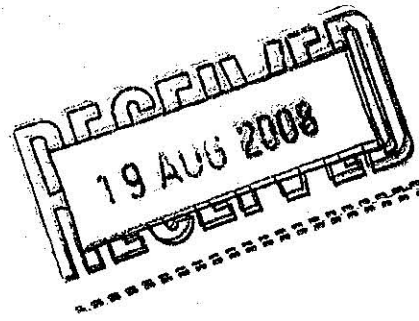
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	Any amplified live and recorded music in outdoor areas shall finish at 23:00 hours.
	Any event where camping facilities are provided the licensee shall provide, not less than 28 days in advance, full details of sanitary facilities and waste management to the licensing authority.
	Any event where external stages are provided the licensee shall provide, not less than 28 days in advance, a noise control scheme designed to minimise the impact of noise upon the nearest properties.

Signed: M. Haine

Date: 11 August 2008

Please return this form along with any additional sheets to: North West Leicestershire Licensing Authority, Council Offices, Coalville, Leicestershire, LE67 3FJ, or email to licensing@nwleicestershire.gov.uk.
This form must be returned within the Statutory Period. For more details please check with the Licensing Office on 01530 454529, 454838 or 454844.

THE CARHOUSE
CHARNELLS COURT
UPPERFIELDS FARM
SWEPSTONE
LEICESTERSHIRE,
LE67 2SG.



Date:18th August 2007.

RE:THE APPLICATION FOR A NEW PREMISES LICENCE AT
CATTOWS FARM AND CATTOWS FARM SHOP.

Dear Catherine,

In respect of the aforementioned application and subsequent to a lengthy discussion with your self and a colleague from your department, we now write in connection with the said application.

Firstly I have to state that we are in full support of the business(s) of the tea rooms, the traditional farm produce shop and the PYO fruit business run from Cattows Farm as this represents the very antithesis of well executed farm diversification, providing well used local services for the community and beyond.

We do however, have concern with the current application for a “new premises licence” for which we are given to understand is for a licence to operate every day throughout the year, allowing for the sale of alcohol and the playing of both live and recorded music anywhere across the whole of the farm land and it’s buildings etc.

This proposed usage for 365 days yearly on all land and in all buildings on the application site would potentially have a public nuisance impact upon our residential development of six dwellings at Upperfields Farm - positioned close by across open fields to the south/south west of Cattows Farm - through substantial noise transference that would be generated from planned events to be staged at the application premises – in particular the open air and marquee events.

(1)

Previously we have experienced substantial noise levels emanating from a past large marquee event (which was located to east adjacent to the existing tea rooms and farm produce building, facing onto Upperfields Farm) - occurring on two consecutive evenings - which we were given to understand was for the applicant's own personal celebrations and therefore did not present a possible long term point of conflict, unlike the potential to do so with this same licence application.

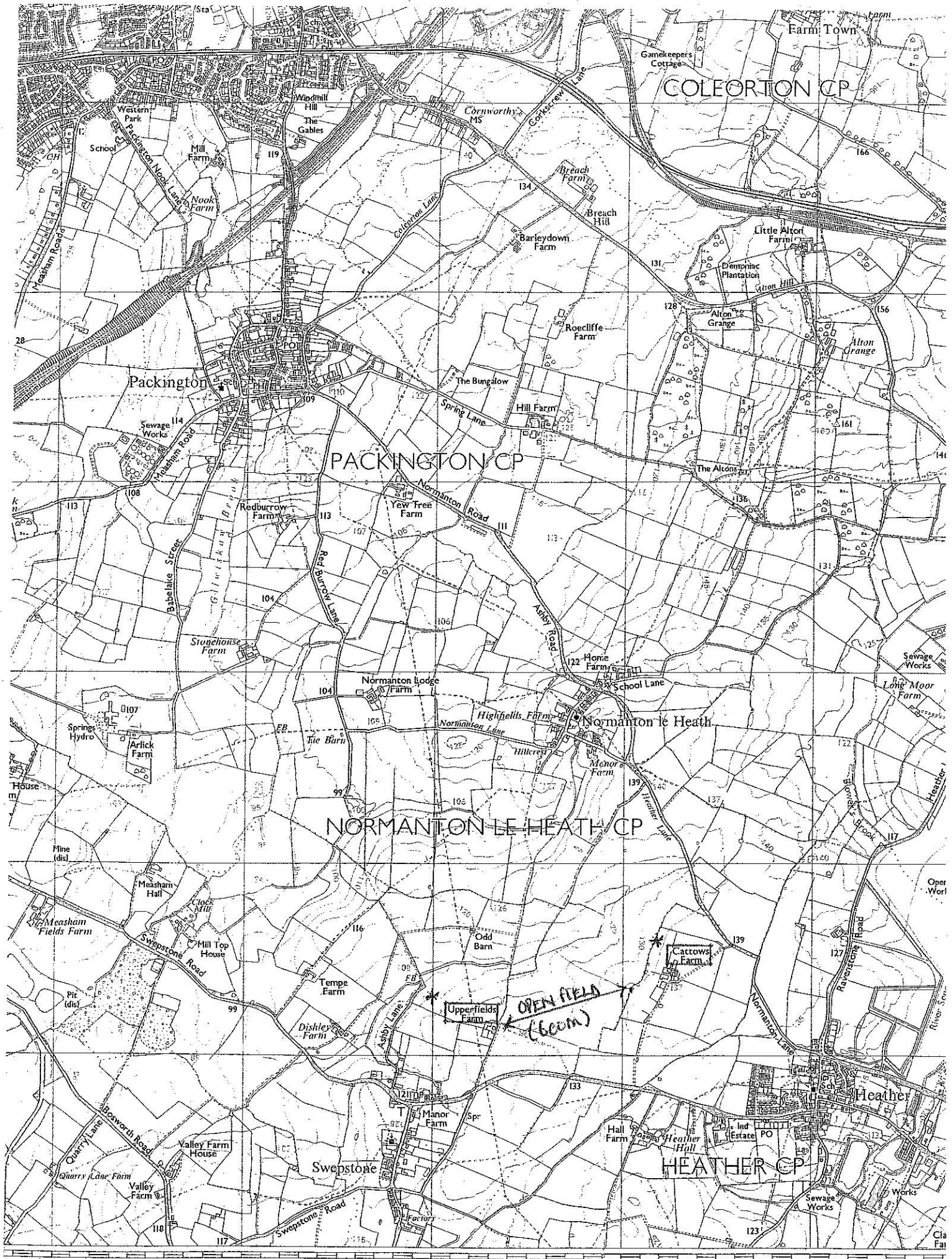
We respectfully submit the following suggestions for consideration by your department and indeed the applicants, which would assist in avoiding or at least reducing the possibility of future problems and areas of conflict:-

- a) a restriction in the number of operating days to perhaps 22 per year,
- b) a restriction in containing events within the existing farm buildings,
- c) a restriction in the location of outdoor events (i.e The (future?) Heather Music Festival etc.) with/without marquees to the north/north east of the principal farm house and
- d) a suitable solution for an effective sound barrier/buffer on the applicants eastern boundaries.

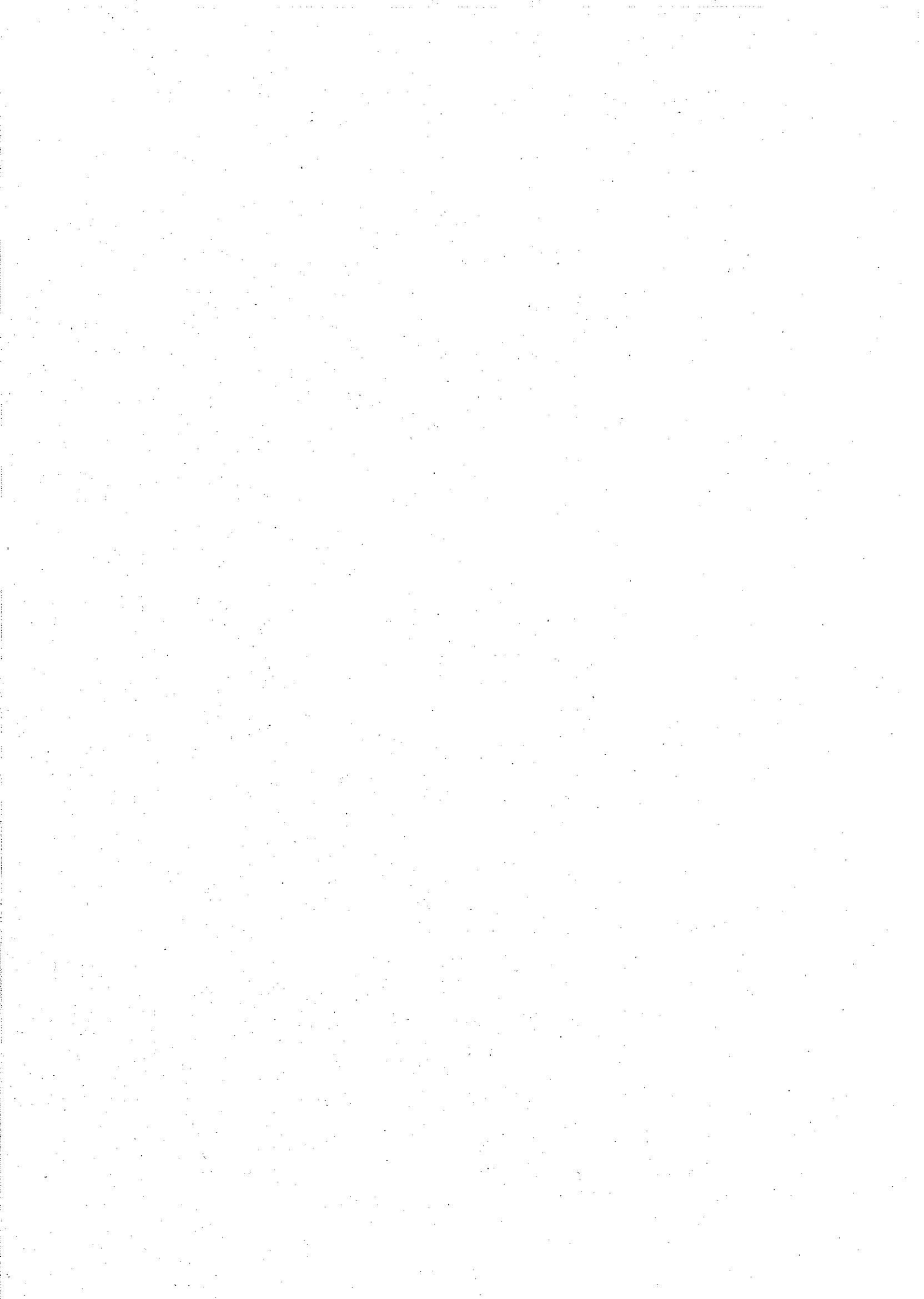
We trust the above comments to have merit in your measured final deliberations for the granting of a new premises licence and we add that we do not want to unjustly restrict the applicant's future business plans, but feel that this level of consideration should be given to ourselves living in the adjacent farm buildings at Upperfields Farm.

Yours respectfully,


Mr.M.Ladd.



35 36 37 38 39
 SNARESTONE CP 15th AUGUST 2008 SWEPSTONE CP 4CM = 1000M



Heather Parish Council

Mrs Jan Shepherd, Parish Clerk, 23 Ashby Road, Ravenstone, Leics, LE67 2AA
Telephone: 01530 837267

North West Leicestershire Licensing Authority
Council Offices
Coalville
Leicestershire
LE67 3FJ

27 August 2008

Dear Sir

Reference: Licence Application for Cattows Farm

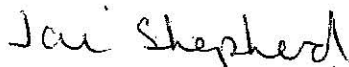
I am writing to you on behalf of the Parish Council with a formal objection to the above application.

Following a public meeting last night when a considerable number of people voiced their concerns about the application, the Parish Council would like to express their concern about the safety of local residents, particularly children, if the number of people indicated in the application (up to 5000 at any one time) are actually on the site. The amount of traffic which would be entering and leaving the village would be considerable and we would like to be assured that measures will be taken to ensure a smooth flow of traffic on a road which is both busy and fast.

In addition to that, we would like to be assured that there would be no expectation of funding for extra policing, if required, from the Parish budget in relation to prevention of crime. In relation to this, we did consider that Cattows farm were well aware of the potential impact and had, themselves, considered the implications to their own properties as well as those of the residents of the village.

We invited Mr. Ludlam to the meeting so that he could reassure the residents on a number of issues, not least the lack of information available for residents. Both Alan and James attended and gave a most helpful presentation and answered question put by a number of concerned residents. We were thankful for their input as it removed the "perceived secrecy" of the application which came about because there are no longer requirements for Parish Councils to be notified of such things. The Parish Council would like to request that applications similar to this one might be notified to them even though it is no longer required. As you are well aware, the Parish Council is the local "face" of local government and, as such, are the first people contacted about such things. If we have not been furnished with the information from the source, the best we can do is to point enquirers to yourselves. This, in turn, perpetuates the unwarranted mystery surrounding such an application.

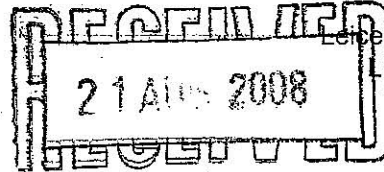
Thank you for your attention to our concerns.
Yours faithfully



Jan Shepherd,
Parish Clerk



19 Blakett Drive
Heather
Leicestershire
LE67 2RL



19 August 2008

Manager of Central Support
North West Leicestershire District Council
Council Offices
Coalville
Leics
LE67 3FJ

Dear Sir

LICENCE TO SELL ALCOHOL – CATTOWS FARM, HEATHER

We, the undersigned, of the above address, wish to register our objection to the application by Cattow's Farm, Heather, Leics, for:

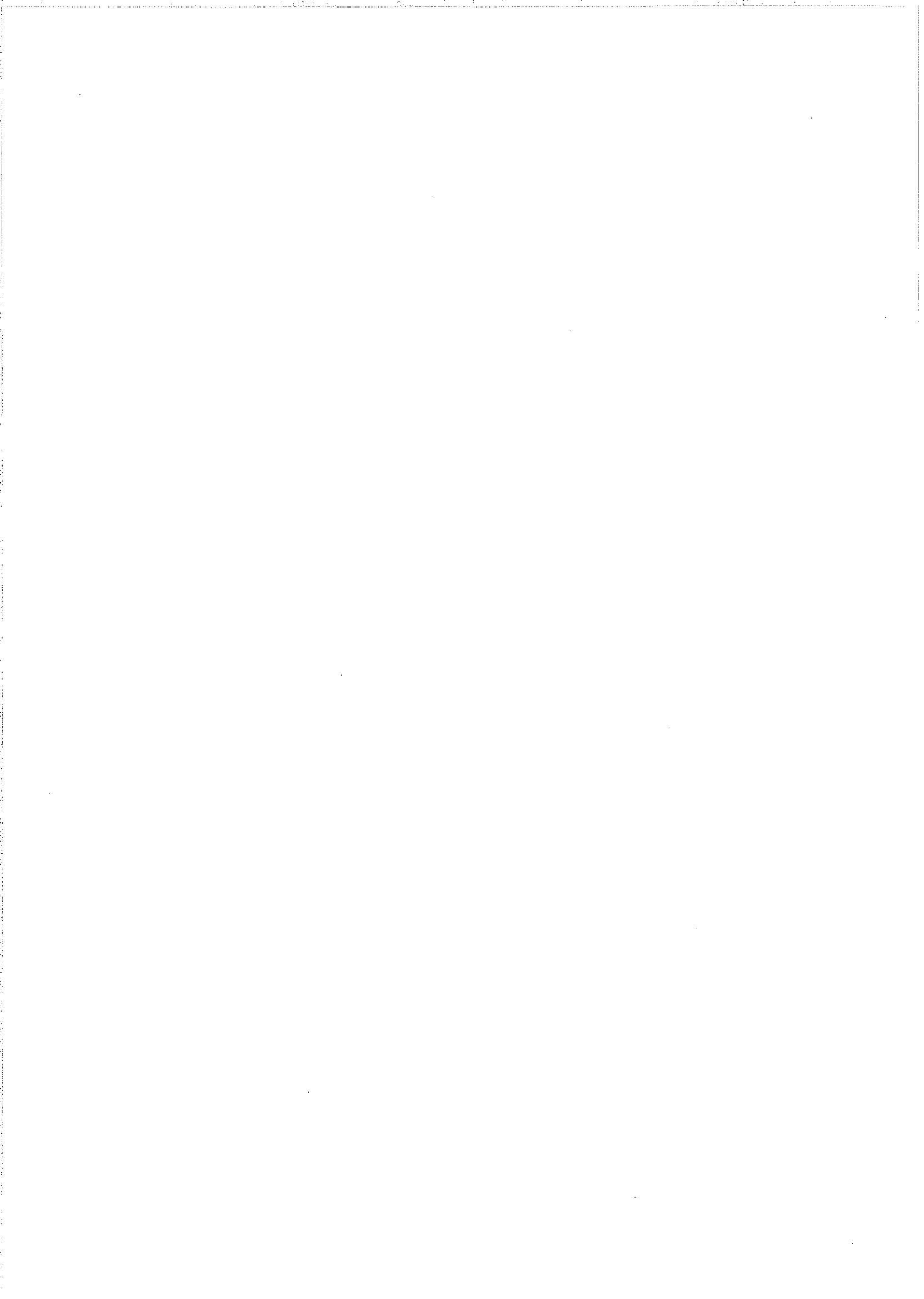
- provision of regulated entertainment;
- provision of entertainment facilities for making music, dancing, entertainment of a similar description; and
- provision of late night refreshment/supply of alcohol.

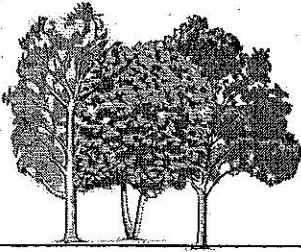
Heather is a small rural village and our house backs directly onto, and overlooks, Cattow's Farm land. We strongly believe that the granting of such a licence will attract large numbers of people to the village, thus destroying the tranquillity and safety of the area, as well as causing serious disruption to its residents who have chosen the village because of its peacefulness. We do not wish to have our lifestyle disturbed by noise and crowds and would ask you to give our concerns your serious consideration and overrule the application.

Yours faithfully


M P Wearing


G Wearing (Mrs)





1A Blakett Drive **APPENDIX.7**
Heather,
Leicestershire
LE67 2RL

Ms C Gale
Licensing Department
North West Leicestershire District Council
Council Offices
Coalville
Leicestershire
LE67 3FJ

Tuesday, 26 August 2008

Dear Sir or Madam:

I am writing to object to the granting of a licence for Cattows Farm and Farm Shop for indoor and outdoor entertainment from 10am to 11.30pm with late night hot drinks (tea and coffee) from 11pm to 12.30am with events that will include weddings and regulated entertainment including live and recorded music events to accommodate up to 5000 people for any day of the year.

Following the public meeting held tonight in the Queens Head public house in Heather, it became apparent from the applicants defence of the licence request to the Parish Council and residents of the village that one proposed event that the applicants have planned is for a motor cycle event somewhat akin to the Bulldog Bash that is held at Long Marston each year with up to 3000 motorcycles attending across a weekend. As a resident, I strongly oppose any application of this nature on the grounds of increased crime, public order and public safety. The noise and nuisance caused by this number of motor cycles on small village roads would be unbearable to us as residents, The recent problems caused at the Long Marston event and the policing that was required would be something that would strike fear into us as residents and we would be in limbo for at least one weekend every year. In addition, we would have to endure noise pollution and associated litter problems from such large events. I have no objection in principle to the granting of a licence to allow weddings or family parties at the premises, but the granting of a carte blanche licence to hold rock festivals and motor cycle gatherings 365 days per year with large numbers of people camping out on the land is something that I am in strong objection to based on my comments above. I do appreciate that with the problems associated with farming in the UK that farmers are having to diversify and that they still have to make a living. However, making a living at the expense of and to the detriment of the quality of life of neighbouring people is not acceptable.

I am led to believe by the applicants that in addition to the music and alcohol licence, they will also need to seek planning permission for change of use from agricultural land to commercial purposes and I would like to be formally notified as a neighbour as per the procedure detailed on your website.

I would like to be formally notified by post of the Committee's decision on this matter and of the appeals process if necessary.

I trust that this is to your satisfaction.

Best regards

Mr P.Hill

