



Uttlesford District Council

Chief Executive: John Mitchell

Licensing and Environmental Health

Date: Wednesday, 02 December 2015
Time: 10:00
Venue: Committee Room
Address: Council Offices, London Road, Saffron Walden, CB11 4ER

Members: Councillors Robert Chambers (Chairman), Aisha Anjum, Graham Barker, John Davey, Thom Goddard, Rory Gleeson, Jim Gordon, Eric Hicks, Sharon Morris, Joanna Parry

Public Speaking

At the start of the meeting there will be an opportunity of up to 15 minutes for members of the public to ask questions and make statements subject to having given two working days prior notice.

AGENDA PART 1

Open to Public and Press

- 1 Apologies for absence and declarations of interest.
- 2 Application for a new Premises Licence - Colville Hall, White Roding 3 - 60
- 3 Determination of a Private Hire/Hackney Carriage Drivers Licence 61 - 68

MEETINGS AND THE PUBLIC

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The agenda is split into two parts. Most of the business is dealt with in Part I which is open to the public. Part II includes items which may be discussed in the absence of the press or public, as they deal with information which is personal or sensitive for some other reason. You will be asked to leave the meeting before Part II items are discussed.

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Website: www.uttlesford.gov.uk

Committee: Licensing Committee

Agenda Item

Date: 2 December 2015

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Title: Application for a new Premises Licence –
Colville Hall, Chelmsford Road, White
Roding, Essex. CM6 1RQ

Author: Amanda Turner, Licensing Team Leader. Item for decision

Summary

1. This report sets out an application for a new Premises Licence in respect of the above. Representations have been made to this application so therefore this matter has been referred to the Committee for determination.

Recommendations

2. The application is determined

Background Papers

3. The following papers were referred to by the author in the preparation of this report and are available for inspection from the author of the report.

Premises licence application (appendix A)
Representation from Statutory consultee (appendix B)
Representations from interested parties (appendix C)
Letter of support from interested party (appendix D)
Location of premises (appendix E)
Plan of premises (appendix F)

Impact

4.

Communication/Consultation	Details of the application were sent to Members of Uttlesford District Council, The Parish Council, and adjoining residents
Community Safety	None
Equalities	None
Health and Safety	None
Human Rights/Legal Implications	Under Article 1 First Protocol to the European peaceful enjoyment of their possessions which includes property. This right may be interfered with if necessary to control the use of property in accordance with the general interest. The imposition of conditions under the Licensing Act 2003 is

	a legitimate interference with this right in this context. In the event that an applicant, responsible authority or interested party is dissatisfied with the decision of the committee there is a right of appeal to the Magistrates Court.
Sustainability	None
Ward-specific impacts	High Easter & The Rodings being the ward within which the premises are situated
Workforce/Workplace	None

Situation

5. Colville Hall lies within the remains of an ancient moated site and consists of several grade 1 and 2 listed medieval buildings and is situated on the outskirts of the village of White Roding. Mill Pond Barn will be the main licensed building used for wedding receptions, Colville Hall itself is a private residence and will not form part of the licensed area, Orchard Barn is currently empty and will be used for wedding ceremonies, and The Old Dairy will be used for accommodation. A premises licence is being applied to licence the whole site and a new road has been constructed for access.
6. In accordance with the Licensing Act 2003 where an applicant submits documentation for a premises licence then an operating schedule must accompany the application. This demonstrates how the licensing objectives will be met and also outlines what licensable activities are sought.
7. The licensable activities now being sought are listed below
 - (a) Plays (Indoors & outdoors)
Monday to Sunday 10:00 to 00:30
 - (b) Live Music (Indoors and outdoors)
Monday to Sunday 23:00 to 00:30
 - (c) Recorded Music (Indoors and outdoors)
Monday to Sunday 23:00 to 00:30
 - (d) Performance of Dance (Indoors and outdoors)
Monday to Sunday 10:00 to 00:30
 - (e) The sale of alcohol by retail for consumption (on and off the premises)
Monday to Sunday 10:00 to 00:30
 - (g) The opening hours of the premises
Monday to Sunday 10:00 to 00:30

8. The operating schedule indicates that measures will be adopted in order to promote the four licensing objectives. These can be read on part M of the application form (appendix A).
9. Copies of this application have been served on all of the statutory bodies which have attracted a representation from Environmental Health (noise/nuisance) (appendix B).
10. Planning (one of the statutory bodies consulted) have not made a formal representation but have requested the Committees attention be drawn to the following condition on the planning permission:-

“Events/Function shall take place at the site no more than 180 days per year, of which no more than 140 will involve the use of amplified music. Except from overnight residents, persons attending events/functions as a visitor or guest shall only be on the site between 7.30 hours and 00.30 hours the following morning.

REASON: In the interests of the amenity of the area in accordance with Policies GEN2 and GEN4 of the Uttlesford Local plan (adopted 2005)”

11. 17 representations have been received from interested parties and White Roding Parish Council raising concerns based on the licensing objectives that relates to the prevention of public nuisance. It is feared that disturbance to neighbours would be caused by:
 - (a) Live and recorded music playing until 12.30am, especially outdoors
 - (b) more traffic on roads with potential to speed late at night
 - (c) quality of sleep disturbed with guests leaving the site after 12.30am
 - (d) wind generally blows in the westerly direction which will affect a majority of village properties
12. A letter has been received from an interested party living in the village in support of the application
13. In carrying out the statutory function, the Licensing Authority must promote the four licensing objectives as defined in the Licensing Act 2003:-
 - The prevention of crime and disorder
 - Public safety
 - The prevention of public nuisance
 - The protection of children from harm
14. The decision that the Committee can make for this application is to
 - Grant the application
 - Modify the application by inserting conditions
 - Reject the whole or part of the application
15. When determining an application due regard should be given to the Council’s licensing policy and the Secretary of State’s Guidance issued in accordance of the Act.

16. The relevant sections of the Council's licensing policy are;-
- 5.1 Licensed premises have a significant potential to adversely impact on communities through public nuisances that arise from their operation. The Licensing Authority wishes to proactively maintain and protect the amenity of residents and other businesses from the potential consequences of the operation of licensed premises whilst recognising the valuable cultural, social and business importance that such premises provide
- 5.2 The Licensing Authority intends to interpret "public nuisance" in its widest sense, and takes it to include such issues as noise, light odour, litter and anti-social behaviour, where these matters impact on those living, working or otherwise engaged in normal activity in an area
- 5.3 Applicants need to be clear that the Licensing Authority may apply stricter conditions, including controls on licensing hours where licensed premises are in or near residential areas and where relevant representations have been received. Conversely premises which can demonstrate that they have effective measures planned to prevent public nuisance, may be suitable for 24 hour opening
- 5.5 The Licensing Authority does recognise that in some circumstances flexible licensing hours may help to avoid concentrations of customers leaving premises simultaneously and could reduce the potential for disorder. It also recognises that licensing hours should not inhibit the development of safe evening and night time local economies. However, the Authority will always seek to balance their decisions with the duty to promote the four licensing objectives and the rights of residents to peace and quiet.
- 5.6 If representations are made applicants will be expected to demonstrate in their operating schedule that suitable and sufficient measures have been identified and will be implemented and maintained to prevent public nuisance, relevant to the individual style and characteristics of their premises and events
- 5.7 When addressing the issue of prevention of public nuisance, the applicant should consider those factors that impact on the likelihood of public nuisance. These may include:
- the location of premises and proximity to residential and other noise sensitive premises, such as hospitals hospices and places of worship
 - the hours during which the licensable activities will be carried out particularly between 23.00 and 07.00 hours
 - the closing time of the premises
 - the nature of activities to be provided, including whether those activities are of a temporary or permanent nature and whether they are to be held inside or outside the premises
 - the design and layout of premises and in particular the presence of noise limiting features
 - the occupancy capacity of the premises
 - the availability of public transport

Applicants for licences which include regulated entertainment will be aware of the potential of such entertainment to cause a public nuisance by reason of noise from the premises. If representations are made or a review is called for the Authority may

consider imposing a condition to the effect that the licence shall take measures to ensure that music will not exceed a prescribed decibel limit at the boundaries of certain properties or within a location described in the condition. What may be an acceptable level of noise may vary from location to location or depending on that time of day as perception of noise from a particular source is affected by background noise levels. Directions given under the Noise Act 1996 provide that the permitted level for the purpose of that Act is 34 decibels where the underlying noise level does not exceed 24 decibels or 10 decibels above underlying noise levels in any other case. In the event that representations are received and the Authority concludes that a noise limiting condition is required the starting point for such a condition would be 34 decibels. If an applicant wishes to contend that a higher limit is appropriate then the Authority would expect the applicant to provide a noise survey to support such a contention.

17. The relevant sections of the guidance issued by the Secretary of State are:-
 - 2.16 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 15). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
 - 2.18 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive periods. For example, the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
 - 2.20 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.
- 9.41 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations

should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

- 9.42 The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.
18. If the Committee in their discretion wishes to impose conditions, the only conditions that can be imposed are those that are appropriate and proportionate to promote the licensing objective relative to the presentations received. Equally, the Committee cannot impose conditions that duplicate the effect of existing legislation.

Risk Analysis

21.

Risk	Likelihood	Impact	Mitigating actions
<p>1 Either no conditions are attached to the licence or the conditions do not satisfactorily achieve the licensing objectives the prevention of crime and disorder, the prevention of public nuisance, and the protection of children from harm.</p>	<p>2 There is a possibility that local residents will suffer from public nuisance even if what appears to be appropriate conditions are imposed.</p>	<p>2 Due to the availability of the review procedure any inconvenience which may be suffered by local residents would be relatively short lived.</p>	<p>In the event of complaints of noise nuisance being received after the licence takes effect then Environmental Health Officers monitor the situation and apply for a review of the licence if it is considered necessary.</p>

- 1 = Little or no risk or impact
- 2 = Some risk or impact – action may be necessary.
- 3 = Significant risk or impact – action required
- 4 = Near certainty of risk occurring, catastrophic effect or failure of project.

[Insert name and address of relevant licensing authority and its reference number (optional).]

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 Philippa Wisbey
(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Colville Hall Chelmsford Road			
Post town	White Roding	Postcode	CM6 1RQ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£Not Listed on VOA Website

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

- e) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A P

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

DD	MM	YYYY

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

Colville Hall and its surrounding buildings are grade 1 and 2 listed, in order to preserve the site substantial renovation works are being undertaken with a view that once complete the site will operate as a wedding venue.

The site will also provide accommodation for guests and has been benefitted from a private road for access to the venue. In addition sound proofing by way of Noise deadening glass and noise limiters are being fitted to the premises to reduce potential noise nuisance

The venue may also be used periodically for the performance of plays by local dramatic societies to further utilise the site.

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

N/A

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10:00	00:30	<u>Please give further details here</u> (please read guidance note 3) To allow the site to be used by dramatics societies	Both	<input checked="" type="checkbox"/>
Tue	10:00	00:30			
Wed	10:00	00:30	<u>State any seasonal variations for performing plays</u> (please read guidance note 4) None		
Thur	10:00	00:30			
Fri	10:00	00:30	<u>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</u> (please read guidance note 5)		
Sat	10:00	00:30			
Sun	10:00	00:30			

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) To allow for entertainment outside of the deregulation in the Live Music Act 2012. Music may be of either an amplified or unamplified nature.		
Mon	23:00	00:30			
Tue	23:00	00:30			
Wed	23:00	00:30	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	23:00	00:30	None		
Fri	23:00	00:30	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	23:00	00:30	None		
Sun	23:00	00:30			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	23:00	00:30	To allow for entertainment outside of the deregulation in the Live Music Act 2012. Music may be of an amplified or unamplified nature.		
Tue	23:00	00:30			
Wed	23:00	00:30	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	23:00	00:30	None		
Fri	23:00	00:30	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	23:00	00:30	None		
Sun	23:00	00:30			

G

Performances 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	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10:00	00:30	To allow the site to be used by dramatics and performing societies		
Tue	10:00	00:30			
Wed	10:00	00:30	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	10:00	00:30	None		
Fri	10:00	00:30	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)		
Sat	10:00	00:30	None		
Sun	10:00	00:30			

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p>Please give further details here (please read guidance note 3)</p>		
Wed					
Thur			<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</p>		
Fri					
Sat			<p>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)</p>		
Sun					


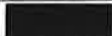

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur						
Fri						
Sat			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)			
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises <input type="checkbox"/>	
				Off the premises <input type="checkbox"/>	
Day	Start	Finish		Both <input checked="" type="checkbox"/>	
Mon	10:00	00:30	State any seasonal variations for the supply of alcohol (please read guidance note 4) None		
Tue	10:00	00:30			
Wed	10:00	00:30			
Thur	10:00	00:30		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri	10:00	00:30			None
Sat	10:00	00:30			
Sun	10:00	00:30			

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

Name Philippa Wisbey	
Address 	
Postcode	
Personal licence number (if known) 	
Issuing licensing authority (if known) North Hertfordshire District council	

K

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

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) None
Day	Start	Finish	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5) None
Mon	10:00	00:30	
Tue	10:00	00:30	
Wed	10:00	00:30	
Thur	10:00	00:30	
Fri	10:00	00:30	
Sat	10:00	00:30	
Sun	10:00	00:30	

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

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

b) The prevention of crime and disorder

1. CCTV shall be installed, operated and maintained in agreement with the Police. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days.
2. Recordings shall be made available immediately on request to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) throughout the 31 day period following any incident.
3. The CCTV system will be capable of recording to CD-R/DVD
4. The CCTV system will have a 'Save As' function allowing for single frames to be saved and exported.
5. The CCTV system will be maintained and checked every 12 months
6. A member of staff with knowledge of the CCTV system will be present on site whilst the premises are open to the public to aid any enquiry from a Police Officer or Authorised Officer requiring recent CCTV recordings with the minimum of delay when requested.

c) Public safety

1. All exit routes from buildings shall be kept unobstructed, with non-slippery surfaces, free of trip hazards and clearly signed.
2. Public areas will be maintained free from obstruction and trip hazards
3. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place by staff.
4. Appropriate and proportionate fire escape route signs will be displayed

d) The prevention of public nuisance

1. Refuse such as bottles will be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
2. All highway and public spaces in the vicinity of the premises will be kept free from litter
3. Notices shall be prominently displayed at all exits requesting patrons to leave the premises quietly

e) The protection of children from harm

1. A challenge 25 policy will be adopted with proportionate and appropriate signage displayed.
2. A refusal to serve log shall be maintained and made available for inspection by a Police Officer or Authorised Officer, this log shall include the Date, Time, Name and signature of the staff member who refused the sale.
3. The refusal to serve log shall be signed by the DPS of the premises on a monthly basis
4. Staff shall be trained in Licensing Law with regards to age verification, children and alcohol, and the procedures that shall be adopted if it is considered that an individual may be under the age of 18.

Checklist:


Please tick to indicate agreement

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

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	13/10/15
Capacity	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 postal address for correspondence associated with this application (please read guidance note 13)

Post town		Postcode	
Telephone number (if any) _____			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Gui.chipchase@cpltraining.co.uk			

Notes for Guidance

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

LICENSING ACT 2003	
Premises : Coleville Hall, Chelmsford Road, White Roding CM6 1RQ	From: Andy Bonham, Environmental health Officer
Summary of Representation: <i>The application is not sufficiently detailed to satisfy our concerns that the amplified music will not cause a public nuisance. To overcome these concerns, we wish to apply the following conditions to the licence.</i>	

1. A noise management plan shall be submitted to the licensing authority within 7 days prior to the first wedding event involving amplified music for approval by the Council's Environmental Health Team. No amplified music event shall take place unless adequate noise mitigation measures have been proposed. The Premises Licence Holder must comply with the agreed noise management plan at all events that involve the playing of all amplified music to prevent public nuisance.
2. The Premises Licence Holder or nominated person shall assess the impact of any noise on neighbouring premises at the start of any regulated entertainment and periodically throughout the regulated entertainment and take any action to ensure compliance with existing licensing conditions.
 - (i) If the observation reveals noise breakout at a level likely to cause disturbance to the occupants of properties in the vicinity then the volume of music shall be reduced to a level that does not cause disturbance.
 - (ii) A record of such observations shall be kept in a log for that purpose, such a log shall be completed immediately after the observation detailing the time, location and duration of the observation, the level of noise break out and any action taken to reduce noise breakout.
 - (iii) Such records must to be made available at all times upon request to a police officer or an officer of the local authority.
3. The Premises Licence Holder or nominated person shall control the sound levels of the music/entertainment.
4. All amplified sound sources (including live performances) from the premises will go through a noise limiting device.
5. A noise limiting device (the specification and design to be agreed with Uttlesford District Council's Environmental Health Service) shall be fitted so that all regulated entertainment is channelled through the device(s). The maximum noise levels will be set by agreement with the Uttlesford District Council's Environmental Health Service and will be reviewed from time to time as appropriate.
 - (i) The noise limiting device shall be kept at the settings approved by the Council through an authorised officer of the Uttlesford District Council's Environmental Health Service.
 - (ii) The Premises Licence Holder or nominated person shall ensure that the noise limiting device is sealed after commissioning, so that sound operators cannot override the system during the performance of live and recorded music.

[REDACTED]

[REDACTED]

[REDACTED]

White Roding

Essex [REDACTED]

Your ref: JJ/Colville Hall

Dear Mrs J Jones,

I recently received notification from UDC Licensing regarding an application for Colville Hall. Our primary concern would be the significant and unacceptable impact of noise and disturbance resulting in public nuisance.

The application is completely at odds with all the previous discussions, meetings and agreements with the UDC Authorities, which have taken place over the last three years.

I would like to draw you attention to the following points to support our concerns:

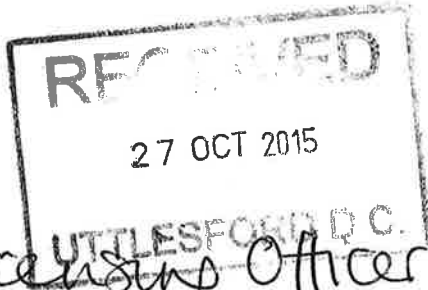
The Hall itself should not be covered by the licence as it is a private residence and does not form part of the wedding venue.

The venue has only recently been granted an extension to the operating hours from 11.00pm to 00.30am. Considering this point, it would be inconceivable the venue will close at 00.30am if drinks can be served until 00.30am. It can only lead to further noise nuisance to local residents in what is currently a very quiet and rural location.

The playing of recorded/live music should only be licenced for use inside the venue barns and not outside this area. UDC have placed conditions to this effect by way of double glazed lobby and windows, a dual entry lobby and the installation of adequate noise limiting equipment. These measures were agreed with UDC Authorities and the applicants to minimise the noise break out from the barns, essentially undertaken to protect local residents from noise nuisance. It was required to comply with GEN2 and GEN4 (good neighbourliness) planning regulations. There was no point whatsoever in the applicants conducting a noise survey in 2012 detailing conditions inside the barns if they now wish to play music outside and only 100 yards from my property.

We live in a quiet rural location and to grant the drinks and music licence, as laid out in the application, would totally destroy this tranquility. It also contradicts all previous conditions insisted on by UDC since the start of the development in 2012. I ask you to consider the concerns we have outlined in this correspondence in order to minimise the significant impact on public nuisance this development will cause.

[REDACTED]



The Licensing Officer
 Uttlesford District Council

White Koship

~~0161111111~~

23rd October 2015

Dear Mrs J Jones,

RE Colville Hall White Rodding

The object on the grounds of noise nuisance. Seven days a week from 10am - 12.30pm of amplified live/recorded music and sale of alcohol anywhere on/off the premises is unreasonable.

We spend most of our days and evenings in our garden and know full well how the noise travels with the prevailing wind -

Could you please answer the following questions :-

① Why were we not informed by the council of this license application which affects us?

② How do we object and get our objections heard?

many thanks for your help in this matter,

C3

WHITE RODING,
NR. DUNMOW,
ESSEX. [REDACTED]
Tel: 01279 [REDACTED]

23.10.15

The Licensing Officer
Littlesford District

RECEIVED

26 OCT 2015

Dear Mrs J. Jones

LITTLESFORD D.C.

re Colville Hall

I understand that Colville
Hall have applied for a
further licence for events on
the premises there.

I am horrified by the
extent of the application which
of course is going to be a
public nuisance for the village
of White Roding.

I have lived in White Roding
since 1957 and know full

well that dance music even
from inside the Hall can be
heard by me and the village
The prevailing wind is West
and even on a still summer
night we can here the music
if the noise was from inside
the buildings it would
be bad enough but the
application is for "on or off"
the premises and from 8.2300
So I am sure that (c)
objection i.e public nuisance
applies. I am appalled.

Yours faithfully.

[REDACTED]
[REDACTED]
[REDACTED]
White Roding
Essex [REDACTED]

Tel: 01279 [REDACTED]

Email: [REDACTED]

25-10-2015

Joanne Jones
Uttlesford District Council
Licensing Section
Council Offices
London Road
Saffron Walden
Essex CB11 4ER

Dear Ms. Jones,

Those of us who opposed the initial developments at Colville Hall have long suspected the developers' tactic of making limited requests that, once granted by the Planning Committee, then become the basis for a new set of demands.

It now seems that 'soundproof' buildings are to be negated by a request for open air performances, and a wedding venue now needs an extension for the sale of alcohol.

We suggest that Uttlesford Planning Committee should consider amongst other things, the noise pollution emanating from sound systems and the general disruption from what will be in effect a series of late night parties. We consider that the whole village of White Roding will be adversely affected.

Needless to say, if Uttlesford Planning Committee grants this new licence application, it is only a matter of time before new requests will be made.

Yours sincerely,

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 29 October 2015 11:17
To: [REDACTED]
Subject: RE: Colville hall white Roding application 3181.

Dear Mr Batchelor

I acknowledge receipt of your objection. As we have received several representations it is likely that a hearing of the Licensing and Environmental Committee will be held to decide this application. You will be formally advised of the date and time of the hearing once the consultation period has passed (the last day for representations is 11 November 2015).

Regards

Joanne Jones
Licensing Officer

Uttlesford District Council
Council Offices
London Road
Saffron Walden
Essex
CB11 4ER

Tel: 01799 510598
E-mail:licensing@uttlesford.gov.uk

-----Original Message-----

From: [REDACTED]
Sent: 28 October 2015 09:12
To: Licensing
Subject: Colville hall white Roding application 3181.

I am writing to you in regard to the above application for alcohol and music licensing.

I live at [REDACTED] white Roding, which if you look on the map is behind colville hall.

As one of the nearer properties, I object to this application, I have no want to have the peace of my property and life disturbed by yet another wedding venue, this is an old village, most properties can't have double glazing. stansted airport has been inflicted on us please not something else to ruin the peace and quite.

If what I have been told is true no outside noise survey has taken place, why not if an outside license is being asked for?

The entrance is on a bend on a notorious road, has this been taken into account?

Our police are already overstretched and let's be fair non existent without yet another venue for alcohol fuelled fights.

I do not wish to have to listen to parties and weddings on a regular occasion, I'm all for small enterprise but sometimes surely everybody else's rights need to come before a quick buck being made?

Regards



Sent from my iPhone

Joanne Jones

From: [REDACTED]
Sent: 27 October 2015 16:27
To: Licensing
Subject: Colville Hall Licence Application - FAO Joanne Jones

Dear Ms Jones,

I note that the owners of Colville Hall, White Roding, have made an application for a Premises Licence. Whilst this was obviously going to happen following the granting of planning permission as a wedding venue, I would bring the following to your attention:

Planning Application.

The original planning application was granted for 80 weddings a year, as requested by the applicants. They then asked for this number to be increased to 180

"events" as 80 would not be financially viable, this in spite of a professionally drawn up business plan. After hearing many objections and it being refused on two occasions, the alteration to this condition was eventually agreed by the planning committee.

Requests have also been made for numerous other Conditions relating to this planning application to be relaxed.

Premises Licence.

The application says that the premises will operate as a wedding venue but "plays" and "dance" are also ticked; as noted above this will be for a maximum of

180 days a year. The licence should be for a similar period.

There can be no justification for sales for consumption "off the premises".

Non-residents are required to be off the premises by 00.30; sale of alcohol should cease at least 30 minutes before this.

Music, plays and dance should be confined to "inside" to prevent noise nuisance. During the summer months, when most events will take place, the wind is generally

south-westerly or westerly as noted in the noise report. This means that noise will carry to virtually all the properties in the village.

I appeal against the application as it stands and ask that the above comments be taken into consideration before an alcohol licence is granted.

Yours,

[REDACTED]
[REDACTED]



This email has been checked for viruses by Avast antivirus software.

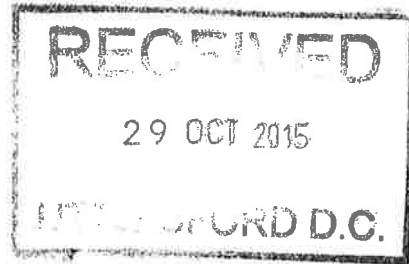
www.avast.com

~~Waterloo Farmhouse~~

~~Watlington~~

Dunmow

~~Essex~~



Joanne Jones
Uttlesford District Council
Licensing Section
Council Offices
London Road
Saffron Walden
Essex CB11 4ER

Déar Ms Jones

Colville Hall

I understand the owners of Colville Hall have now applied for an outdoor licence to provide alcohol and entertainment until 00.30

We are across a field from Colville Hall at Waterloo Farmhouse. As an owner of an old house I am very aware of the expense and upkeep of these buildings. I have understood the need to diversify to sustain this heritage.

However, an outdoor licence to play music and serve alcohol to the early hours of the morning will have a huge impact on the village and the enjoyment of our heritage.

I understood a lot of work had been done to limit the noise created within the buildings and regulations made as a result on the designs, to refurbish the buildings to support this. If the problem was highlighted and understood during this phase of the planning and development, then the Council must not ignore it now.

We are wholly against an outdoor licence and would greatly appreciate the officer's support in this matter.

Yours sincerely

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 02 November 2015 10:08
To: [REDACTED]
Subject: RE: FAO Joanne Jones ref COALVILLE HALL

Dear [REDACTED]

I acknowledge receipt of your objection. As we have received several representations we will be holding a hearing of the Licensing and Environmental Committee to decide the application. You will be formally advised of the time and date of the hearing once the consultation period has passed (the last day for representations is 11 November 2015).

Regards
Joanne Jones
Licensing Officer

Uttlesford District Council
Council Offices
London Road
Saffron Walden
Essex
CB11 4ER

Tel: 01799 510598
E-mail:licensing@uttlesford.gov.uk

From: [REDACTED]
Sent: 01 November 2015 11:28
To: Licensing
Subject: FAO Joanne Jones ref COALVILLE HALL

I write with reference to the above.

I understand that an application has been made for a Premises License which would enable Coalville Hall to sell alcohol and to hold live music outside the venue between the hours of 22:00 and 00:30.

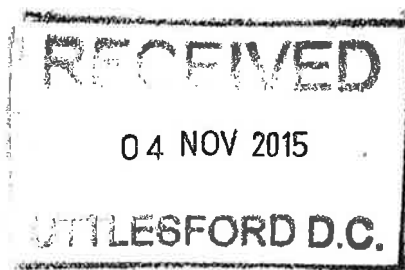
My understanding is that noise surveys have already been conducted and that any noisy entertainment was restricted to the inside of the venue.

As a nearby resident I would like to register my objection to allowing any music being played outside the venue during these hours. This will undoubtedly have an impact on me and other local residents.

[REDACTED]
[REDACTED]
[REDACTED]
White Roding
[REDACTED]

I would be grateful for your confirmation that my objection has been received and noted.

Uttlesford District Council,
Council Offices,
London Road,
Saffron Walden,
Essex,
CB11 4ER.



C9

2Nd November 2015

Attn Mrs J Jones.

Re: Application for Premises License, Colville Hall, Chelmsford Road, White Roding.

Dear Mrs Jones,

With reference to the above regarding the application for a premises license in respect of alcohol and entertainment.

I strongly object to the application on the basis of the times requested and the activities being carried out outside of the internal areas.

This project has been objected to on numerous occasions on the basis of noise from the entertainment that would be provided.

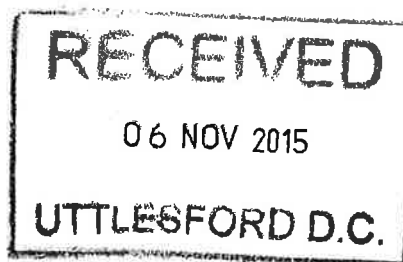
It really concerns me that the application was turned down by the Secretary of State on the basis of noise pollution to the residents of the village, only to accepted on another application. Within the application a lengthy noise survey was submitted on the basis to contain any noise from the internal activities to within the building. Any outside activities would not be within the protected areas.

I trust you will consider the above within your verdict.

Yours sincerely

5 NOVEMBER 2015

MRS J JONES, LICENSING OFFICER
UTTLESFORD DISTRICT COUNCIL
COUNCIL OFFICES
LONDON ROAD
SAFFRON WALDEN
CB11 4ER



YOUR REF JJ/COLVILLE HALL

Dear Sirs

We write in objection to the Licensing Application made in respect of Colville Hall.

We are an adjacent property in a rural area where noise travels much greater distances than in urban areas due to the lack of sound breaks.

We have previously objected to the planning application made in respect of the property on the basis that the significant additional traffic using the site and the noise from functions would impact on our enjoyment of our property.

We were pleased to note some of the planning conditions imposed by UDC in their decision UTT/14/2230/FUL dated 5 June 2015, namely condition 7 requiring all non-overnight residents to be off site by 12.30 am and conditions 22-25 which specified a number of noise limitation measures.

What now gives us grave concern is this Application which is asking for License for both internal and EXTERNAL activity up to 12 30 am and supply of alcohol for the same period 7 days a week. We appreciate that live/recorded music is no longer a licensable activity where there is an appropriate alcohol license between 8am and 11 pm and that our only recourse in the event of complaint between those times is to Environmental Health.

For guests to be off site by 12 30am the supply of alcohol would need to finish sometime before that and under no circumstances would we want to have any EXTERNAL activity after 11pm otherwise there is an obvious public nuisance issue.

We are very concerned that the applicants have already changed their Planning application from 80 to 180 days – a 125% increase and that they will therefore look to push the limits of the Licensing Application they are now making. We were grateful to UDC for the planning conditions they imposed and now fear that these hard fought safeguards will be swept away.

Thank you in advance for your consideration of this matter.

Yours faithfully

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 06 November 2015 10:47
To: [REDACTED]
Subject: RE: COLVILLE HALL

Dear [REDACTED]

I acknowledge receipt of your representation. We will be holding a hearing of the Licensing and Environmental Committee to decide this application. You will be formally advised of the time and date of the hearing once the consultation period has lapsed (the last day for representations being 11 November 2015).

Regards

Joanne Jones
Licensing Officer

Uttlesford District Council
Council Offices
London Road
Saffron Walden
Essex
CB11 4ER

Tel: 01799 510598
E-mail:licensing@uttlesford.gov.uk

From: [REDACTED]
Sent: 06 November 2015 10:38
To: Licensing
Subject: COLVILLE HALL

ATTN: MS. JOANNE JONES

Dear Ms. Jones,

We have recently received notification from UDC Licensing regarding an application for Colville Hall.

We are most concerned about noise pollution and the significant and unacceptable impact of this noise and disturbance on the village of White Roding. We are a rural community and to grant the drinks and music licence as laid out in the application would completely destroy this tranquility. This seems to be a complete contradiction of all previous conditions insisted on by UDC since the commencement of the development in 2012.

We do not think it acceptable that Colville Hall should be allowed to hold live and recorded music events outside and certainly if drinks are being served until 00.30 there is no way patrons will be leaving the site at that time, therefore increasing the disruption and noise nuisance to our very peaceful and rural village.

We would urgently ask you to consider our concerns in order to minimise the impact on public nuisance and noise this will inflict upon our community.

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 09 November 2015 09:22
To: [REDACTED]
Subject: RE: Colville Hall

Dear [REDACTED]

I acknowledge receipt of your representation. We will be arranging a hearing for the Licensing and Environmental Committee to decide this application. You will be formally advised of the time and date of the hearing once the consultation period has passed (the last day for representations is this Wednesday).

Regards

Joanne Jones
Licensing Officer

Uttlesford District Council
Council Offices
London Road
Saffron Walden
Essex
CB11 4ER

Tel: 01799 510598

E-mail: licensing@uttlesford.gov.uk

From: [REDACTED]
Sent: 08 November 2015 11:08
To: Licensing
Subject: Colville Hall

Dear Sirs,

I would like to strongly object to the licensing application for Colville Hall. We live about 500m from the premises with only fields in between us. The playing outside of live and recorded music, possibly being played seven days a week throughout the year up to 12.30am, plus noise from the audience, being fuelled by alcohol, is totally unacceptable. The quietness and tranquility of the village and surrounding areas would be totally destroyed. The applicants original planning application was for weddings only which had to be inside the premises with noise reduced glazing etc built in and with doors shut to reduce noise. If this application goes ahead as applied for then this will enable the applicants to flaunt the Planning Committee's requirements and the villager's desires for a peaceful life.

I would therefore request that the Licensing Committee consider the above points, along with Planning's decisions and the above concerns, and reject this application as it stands.

Yours Faithfully,

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 09 November 2015 09:17
To: [REDACTED]
Subject: RE: Colville Hall White Roding

Dear [REDACTED]

I acknowledge receipt of your representation. We will be arranging a hearing of the Licensing and Environmental Committee to decide this application. You will be formally advised of the time and date of the hearing once the consultation period has passed (the last day for representations is this Wednesday).

Regards

Joanne Jones
 Licensing Officer

Uttlesford District Council
 Council Offices
 London Road
 Saffron Walden
 Essex
 CB11 4ER

Tel: 01799 510598
 E-mail:licensing@uttlesford.gov.uk

From: [REDACTED]
Sent: 08 November 2015 19:40
To: Licensing
Subject: Colville Hall White Roding

Dear Ms Jones

I am writing to most strongly object to the application for Premises Licence to allow them to sell alcohol and hold live and recorded music events both inside and outside from 10:00 until 00:30. As a resident of the village and one who lives across the main road from Colville Hall and the Village Hall, my children and I will be directly impacted by this extension which fills me with dread. We are already affected by the loud music from INSIDE the village hall and are unable to enjoy sitting outside on summer evenings as well as affecting our quality of sleep. Goodness knows how awful this would be if the music were coming from OUTSIDE of Colville Hall. I urge that this extension is not granted on the basis of the huge negative impact it will have on the lives of many residents of White Roding.

Yours sincerely

[REDACTED]
 [REDACTED]
 White Roding
 [REDACTED]

[REDACTED]
[REDACTED]
**White Roding
Dunmow
Essex**
[REDACTED]

Mrs J Jones
Council Offices
London Road
Saffron Walden
Essex CB11 4ER

9th November 2015

Dear Mrs J Jones

Ref: JJ/Colville Hall

Further to your letter of 15th October 2015 we would like to make the following comments as the application appears in complete contradiction to the planning consent given for the venue. We are aware that the planning and licensing laws are largely independent of each other but we believe that it is appropriate for you to have regard to the following planning conditions because there is an overlap between the two regimes:

Condition 7 - 'Except overnight residents, persons attending events should be offsite by 00.30 the following morning'

Conditions 22 – 25 – Conditions imposed regarding noise limiters, glazing specifications, specified noise levels near adjacent properties and fitting of an acoustic lobby.

We do not believe that the application can be granted without facilitating a breach of the condition 7 of the planning permission. If alcohol is served until 00.30 then guests are very likely to remain at the site into the early hours of the morning whilst they consume the beverages that they have purchased shortly before closing time. When the event does eventually end the guests will cause further noise nuisance as they pass our property to travel home. This problem is likely to be exacerbated because the applicant has also applied for permission for an off-licence which may result in drinking in public areas near to the site.

If the sale of alcohol is permitted for consumption both on and off the site until 00.30 then this will completely undermine the attempts that the local authority has made to reduce the impact of noise on nearby residents, by imposing conditions 22-25 on the grant of planning permission. The planning authority was clearly concerned about the effect of noise on nearby residents and we believe that this issue should also be a primary consideration for the Licensing Authority.

Under the terms of the Licencing Act 2003, the Licensing Authority is required to consider the application from the point of view of the prevention of crime and disorder, public safety, public nuisance and the protection of children. We oppose the application and make the following submissions.

- The whole site is included for the sale of alcohol not just the Function Barn. If the whole of the site can be used to sell alcohol then the volumes being sold and the potential for crime and disorder will increase.
- The house is required to remain a private residence and no alcohol should be served here. UDC agreed to the change of use to the Barns because the house on the site would continue to be used as the residence of the Wisbey/Marriage family. After having made this representation to secure the conversion of the barns the size of the operation should not be allowed to increase by the use of the house to sell alcohol
- The Old Dairy was also not part of the planning application and only has planning permission as a Holiday Let and it is not appropriate that this part of the site should be used for the sale of alcohol. The accommodation for guests staying overnight was presented as the Byre and Stables.
- Only 150 invited guests are allowed at each event. It is entirely inappropriate that the site should be permitted to sell alcohol for consumption off premises. The site is used primarily as a wedding venue with guests required to leave by 00.30 a.m. If alcohol may be sold for consumption other than on the site then it could result in drinking in nearby public areas.
- Only 140 events with music and 40 "quiet" events with no music have subsequently been agreed as proposed by the applicants and agreed by Planning Committee. The 40 "quiet" events have been included to try to ameliorate the effect of noise on local people in a rural area but the sale of alcohol until 00.30 for 7 days of the week is likely to result in these quiet events generating noise, causing a nuisance to nearby residents and thereby undermining their purpose.

We have the following observations and questions:

Prevention of Crime and disorder: The extended opening hours proposed by the applicant will result in the increased consumption of alcohol and with it, the potential for alcohol-related disorder in an area whose nearest police station is Dunmow approximately 10 miles away. When the police station in Dunmow closes then the police will need to come all the way from Harlow if there are any incidents at the site.

The protection of children from harm: It is worrying that the site appears to have been advertised for Teenage School Prom Parties. Will the applicant ensure that the condition of only 150 Guests is applied? Most secondary schools are 6 (180 pupils) to 8 (240 pupils) forms of entry let alone partners or teachers. We perceive that these types of parties have the potential to cause particular noise and disruption to nearby residents during the summer months when the school year ends and noise typically carries further due to atmospheric conditions. Such events may also lead to incidences of underage and/or binge drinking.

Noise Nuisance: Clearly the applicant has shown no consideration in relation to her licencing application with regard to implementing the permission given through planning consent and we draw specific attention to condition 7 and conditions 22-25 of the planning permission

The site is situated in a rural area within the Metropolitan Green Belt. There are 7 homes situated within 500 metres of site and two further cottages situated 500 metres to the west of the site. The two cottages lie across open fields which will offer no shielding against any noise nuisance. Our own house is just 100 metres from the site and any noise nuisance will be particularly apparent from the field which adjoins our house because it is just 25 metres from the site. The village of White Roding is 750 metres from the site and there could be substantial noise and disruption if large numbers of guests drive through the village centre on their way home after leaving the site in the early hours.

Given the close proximity of nearby dwellings any amplified or live music will be disruptive because the vibrations, even from a sound-proofed environment, are considerable in open countryside. UDC's best practice is that noise after 11.00 p.m. and until 7.00 am outside is unacceptable. The site is to be cleared by 00.30 so music and alcohol provision should cease long before this otherwise guests will loiter at the site. In the summer months guests are likely to remain in the grounds of the site, perhaps in close proximity to nearby houses, which will cause particular disruption to neighbouring residents.

Given the proposal that alcohol should be available until 00.30 for 7 days of the week it is quite conceivable that residents could be faced with noise nuisance resulting from several events each week during the summer months. The applicant's proposal to prominently display signs asking patrons to leave quietly is entirely inadequate given the potential for the site to generate noise nuisance.

We have already had the "benefit" of a "family" wedding 23rd May 2015 at which the applicant could have demonstrated a willingness to show good manners and the ability to manage an event. Even with their new road operational all the guests used the existing lane both to access the site and to leave it at the end of the event. The parking was placed in the field nearest the cottages, the music was audible, from midnight until past 01.00 leaving shouts, revving of engines with a procession of cars going straight passed the cottages. There was further disruption the following morning when guests left the site. We would question how, when this was such an ideal opportunity to allay residents' fears and are concerned that the rudeness shown demonstrates how future activities are likely to pan out.

At sections, A, E, F and G of the application form, the applicant had a choice not to request a licence for the activities specified in each section to take place outdoors. We would ask that you consider this aspect of the application very carefully and restrict the activities mentioned in sections A, E F and G of the application form to within sound proofed Barn renovated to house them.

We understand that it is also possible for the Licencing Committee to make it clear that the licence only covers a maximum of 150 Guests at 140 events with music and 40 quiet day time events with no music. This is not, we have been led to believe, a venue for "passing

trade" it has always been presented as being marketed to "up market" invited guests only with a few people leaving the following morning.

We have a right to enjoy our fields, the wildlife and the quiet of the countryside especially during the summer months without inappropriate and intrusive noise nuisance from the site. We respectfully request that application is reviewed carefully and that appropriate restrictions are put in place to limit the impact on local residents.

Yours faithfully

Joanne Jones

From: Joanne Jones on behalf of Licensing
Sent: 10 November 2015 08:43
To: [Redacted]
Subject: RE: Attn Joanne Jones - Application for a Premises Licence Colville Hall White Roding Essex

Dear [Redacted]

I acknowledge receipt of your application. We will be arranging for a hearing of the Licensing and Environmental Committee to decide this application. You will be formally advised of the time and date of the hearing once the consultation period is over.

Regards

Joanne Jones
Licensing Officer

Uttlesford District Council
Council Offices
London Road
Saffron Walden
Essex
CB11 4ER

Tel: 01799 510598
E-mail:licensing@uttlesford.gov.uk

From: [Redacted]
Sent: 09 November 2015 23:15
To: Licensing
Subject: Attn Joanne Jones - Application for a Premises Licence Colville Hall White Roding Essex

For the attention of Joanne Jones

We strongly oppose that any further permissions or licences should be granted to Philippa Wisbey or anyone else in connection with the commercial development at Colville Hall. This is a green belt area. Enough is enough. Please do not grant this request as it will certainly cause noise nuisance and potential additional danger to our local roads.

Your faithfully

[REDACTED]
[REDACTED]
White Roding
Essex
[REDACTED]

Licencing Officer
Uttlesford District Council
Council Offices, London Road,
Saffron Walden
Essex. CB11 4ER

Your ref: JJ/Colville Hall

FOR THE ATTENTION OF Mrs J JONES

10th November 2015

Colville Hall, Chelmsford Road, White Roding, Great Dunmow, CM6 1RQ

I am writing to you in relation to the application for a new premises licence in respect of the above premises.

I have viewed the application on your website and would like to make the following representations.

I live 0.5 kilometres (as the crow flies) from Colville Hall and would like to object to the Licencing application because I believe this would interfere with my enjoyment of my home.

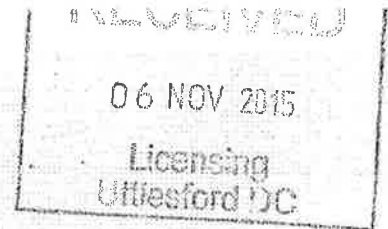
I have lived in White Roding for nearly 18 years. My choice to move to this area from the hustle and bustle of London was because of the tranquil surroundings I wanted to live in. My real concern is that by granting the licence you would be significantly changing the tranquil nature of this area. Had this application been made in London it would not have had such potential to impact on the surrounding area. However, as a resident of White Roding I am concerned that by granting the licence it would significantly interfere with mine and my family's enjoyment of our property.

It has been significant to the community that this English Heritage site has been granted planning to be a wedding venue. That application was heavily contested for a number of reasons including the impact on the local area. As a result measures were included in the permission for, among other things, sound proofing of the Premises etc and limitations on where the events could be held. To grant a Licence for alcohol to be served inside and outside the Premises and for events to be held both inside and outside completely undermines those provisions and effectively gives the Applicants carte blanc to do what they want.

I believe the noise, additional traffic and traffic noise will all have a negative impact on this quiet location.

Yours Sincerely

C17



WHITE RODING PARISH COUNCIL

[REDACTED] - CHAIRMAN

[REDACTED], WHITE RODING

DUNMOW

CM6 1RG

UTTLESFORD DISTRICT COUNCIL

YOUR REFERENCE JJ/COLVILLE HALL

MRS J JONES

LICENSING OFFICER

3 NOVEMBER 2015

Dear Madam

I write on behalf of the Parish Council in respect of the above application.

The planning permission granted on 5 June 2015 ref UT/14/2230/FUL came after significant local opposition to both the original plan for a venue hosting 80 days activities and to a second application for 180 days.

Despite disappointment that planning was granted (subject to conditions), the local residents were at least satisfied that those conditions imposed a requirement that all non-overnight residents had left the site by 12 30 am (condition 7) so that late night/early morning vehicle movements were restricted, and that conditions 22 – 25 imposed noise control measures for the function rooms.

Local residents were dismayed to read the contents of the Licensing Application which asked for 7 days a week, internal and external entertainment and supply of alcohol on and off the premises up to 12 30am. This provides a nightmare scenario for residents of music being played outside any sound proofed building up to 12 30am (it is appreciated that an alcohol License to 11pm allows outside music up to that time), and that by allowing entertainment and alcohol supply to 12 30 am it is much less likely that guests would be offsite by that time – could some earlier cut off time be imposed?

The application is for 365 days a year whereas planning condition 7 restricts use to 180 days a year. Would the License reflect this restriction?

We can also not see any reason for a License to supply alcohol off the premises – surely the business relates to entertainment on site only?

These matters therefore give rise to a significant public nuisance issue to which we strongly object.

For the avoidance of doubt, the premises are in a rural location where sound travels great distances and as it is to the west of the village the prevailing wind direction means that the majority of village properties are likely to be affected. We also restate our representation to the Planning Department that access to the site is on the corner of a busy road (A1060) with restricted field of vision giving rise to public safety concerns as traffic travels at greater speed particularly in the early morning hours.

A further issue is the likely use of fireworks at functions – there are a number of livestock and other animals nearby and also thatched cottages in the vicinity – again this represents both public safety and public nuisance concerns.

We would be grateful if you could take the views of the local residents into consideration in this matter and the Parish Council would be happy to provide a representative to speak if there is an appeal hearing for this case.

Yours faithfully /

CHAIRMAN

~~XXXXXXXXXX~~
A resident of White Roding

Joanne Jones
Uttlesford Council
Licencing Section
Council Offices
London Road
Saffron Walden
Essex CB11 4ER

Dear Joanne

I am a family man who lives in White Roding, and have now decided to put pen to paper, as there seems to be a lack of joined up thinking in this community.

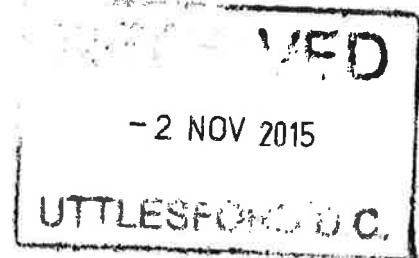
This village has a social club, pub, tea room/café, farm shop & garden centre and a gift shop. For a small village of some 500 people it has far more than you would expect. However, after scratching the surface it seems, none of the above are doing particularly well – my point, there isn't enough trade or interest to keep the business's running.

This can be seen in every other Roding Village and many more locally. So to all those who are against growth and business in this area, don't complain when the business give up and close.

I can see no reason to block this application, in the long term interest of White Roding.

I prefer to keep my identity as I live in rented property and I am aware that there's a percentage of the Parish that seem to have a strong voice in this Community.

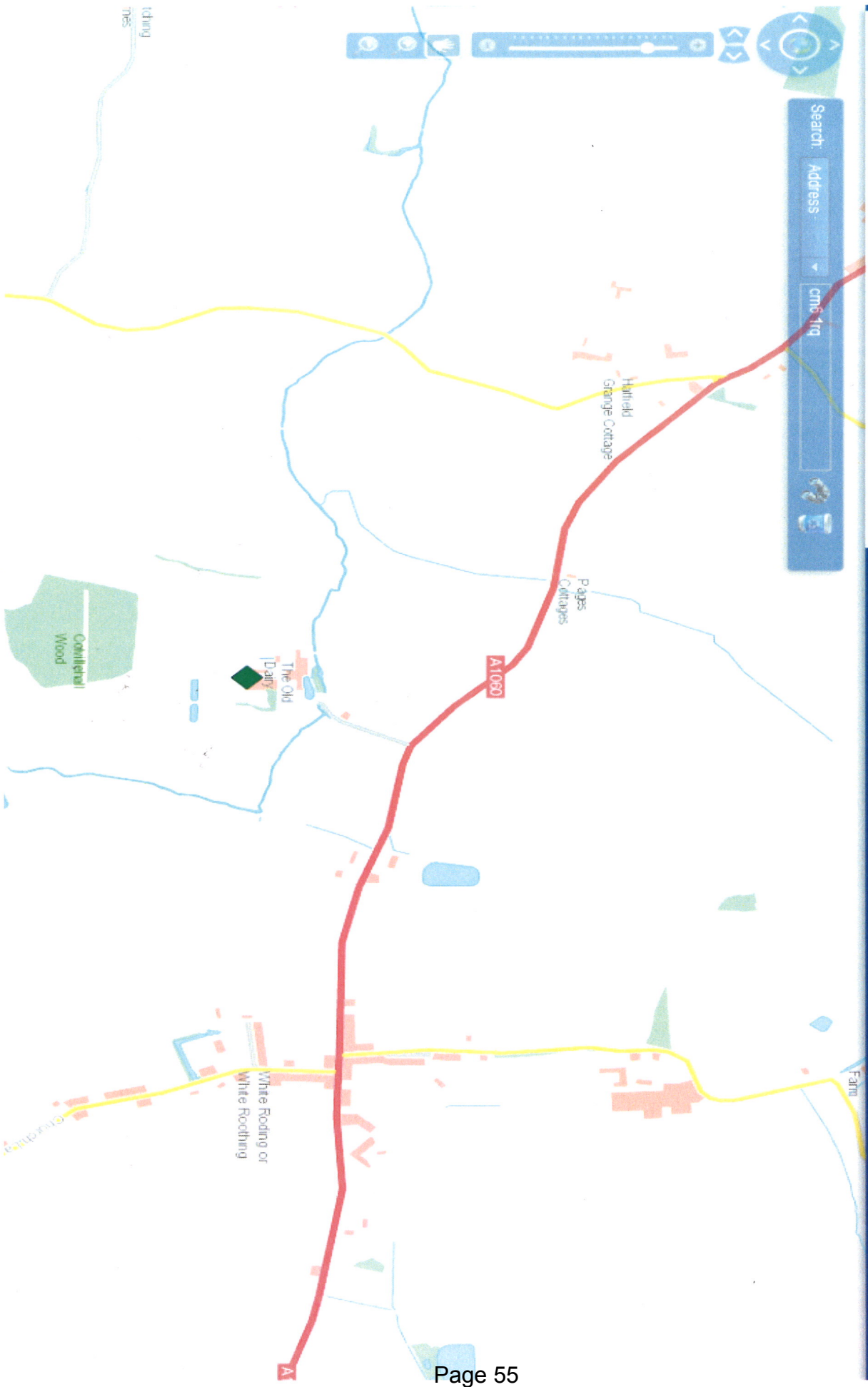
Regards



Basemap
Welcome to LocalView



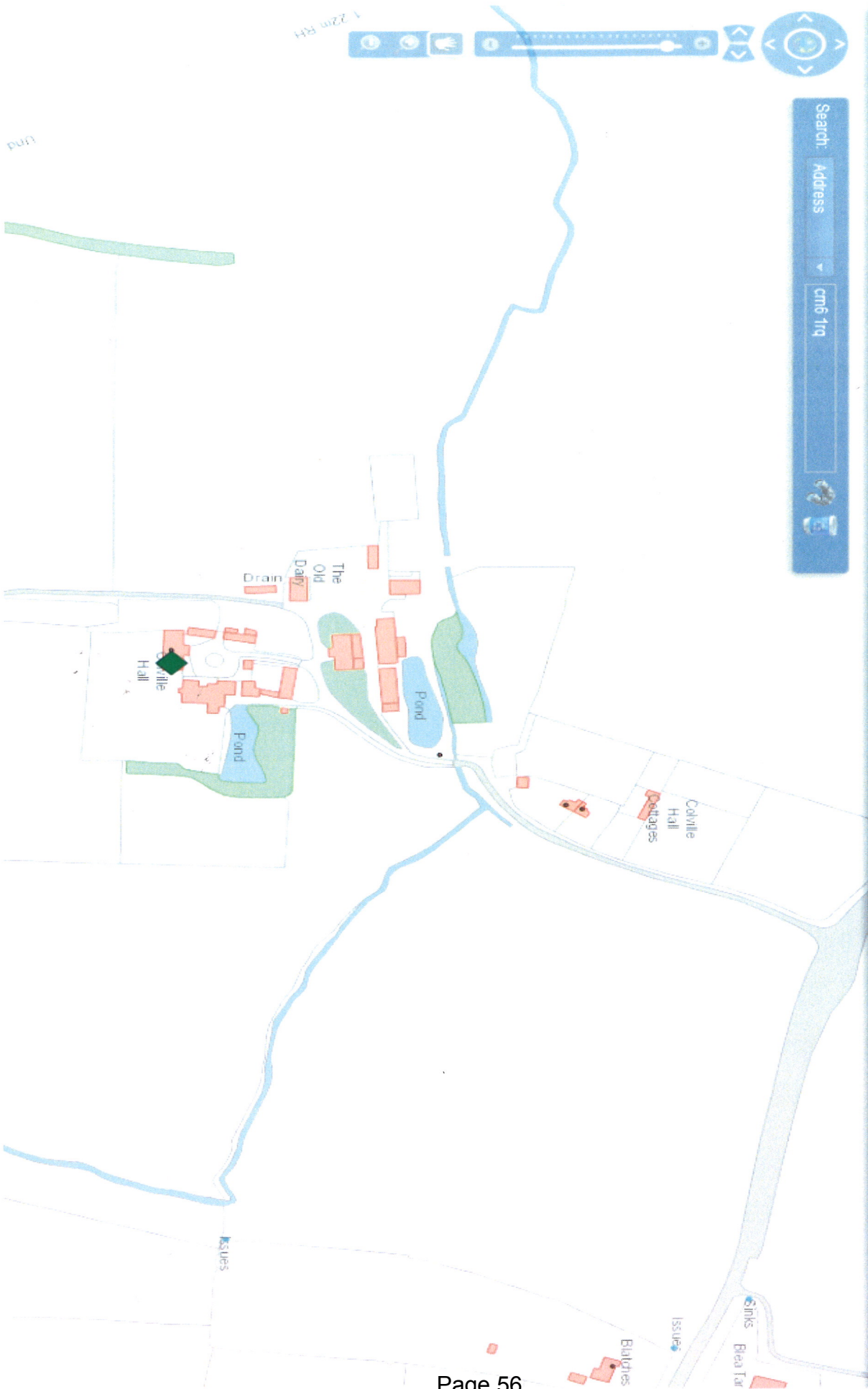
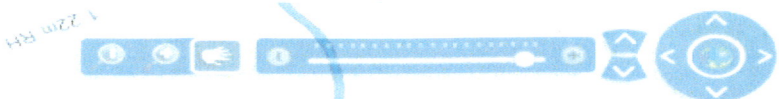
Search: Address cme.tq

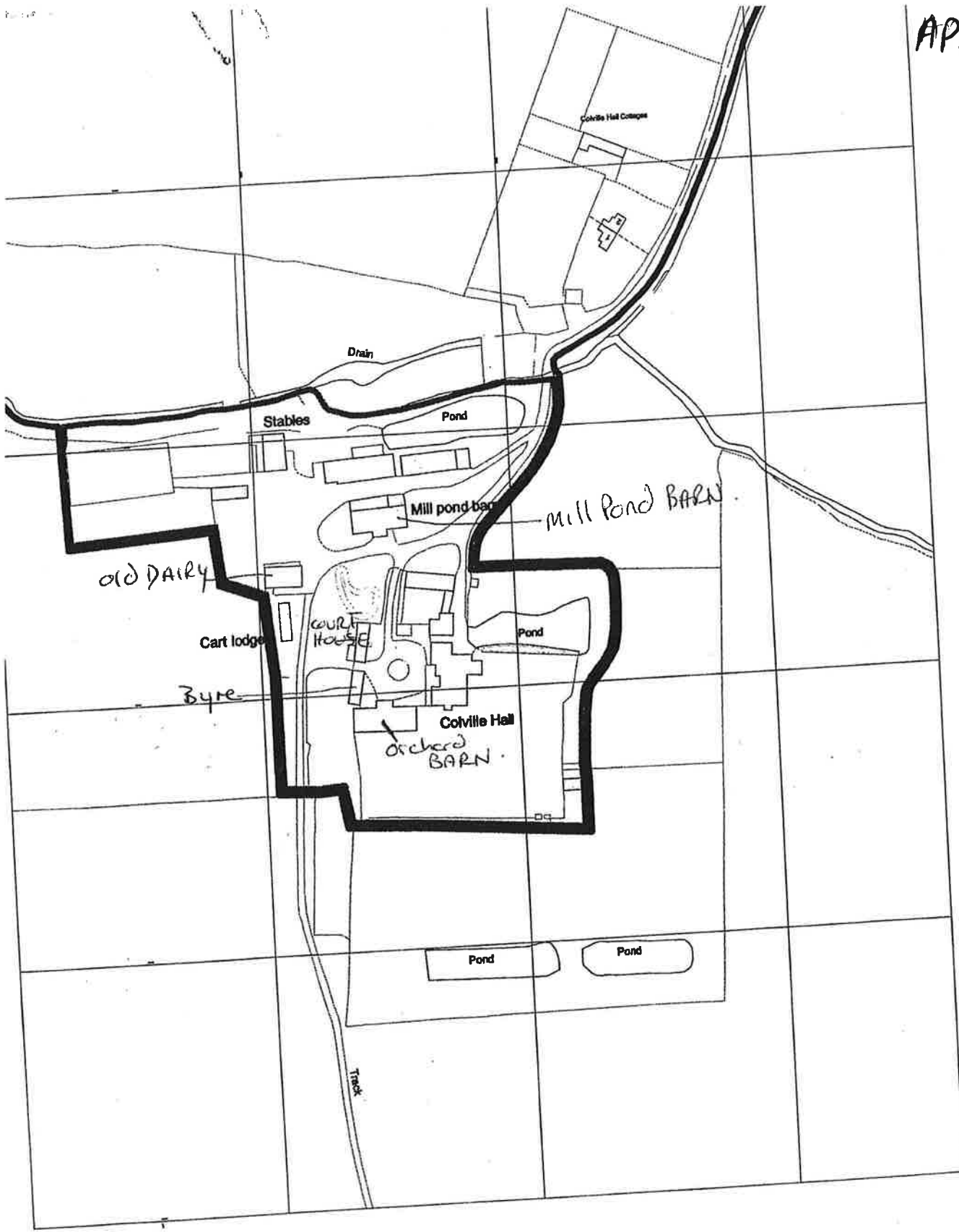


Basemap
Welcome to LocalView



Search: Address  

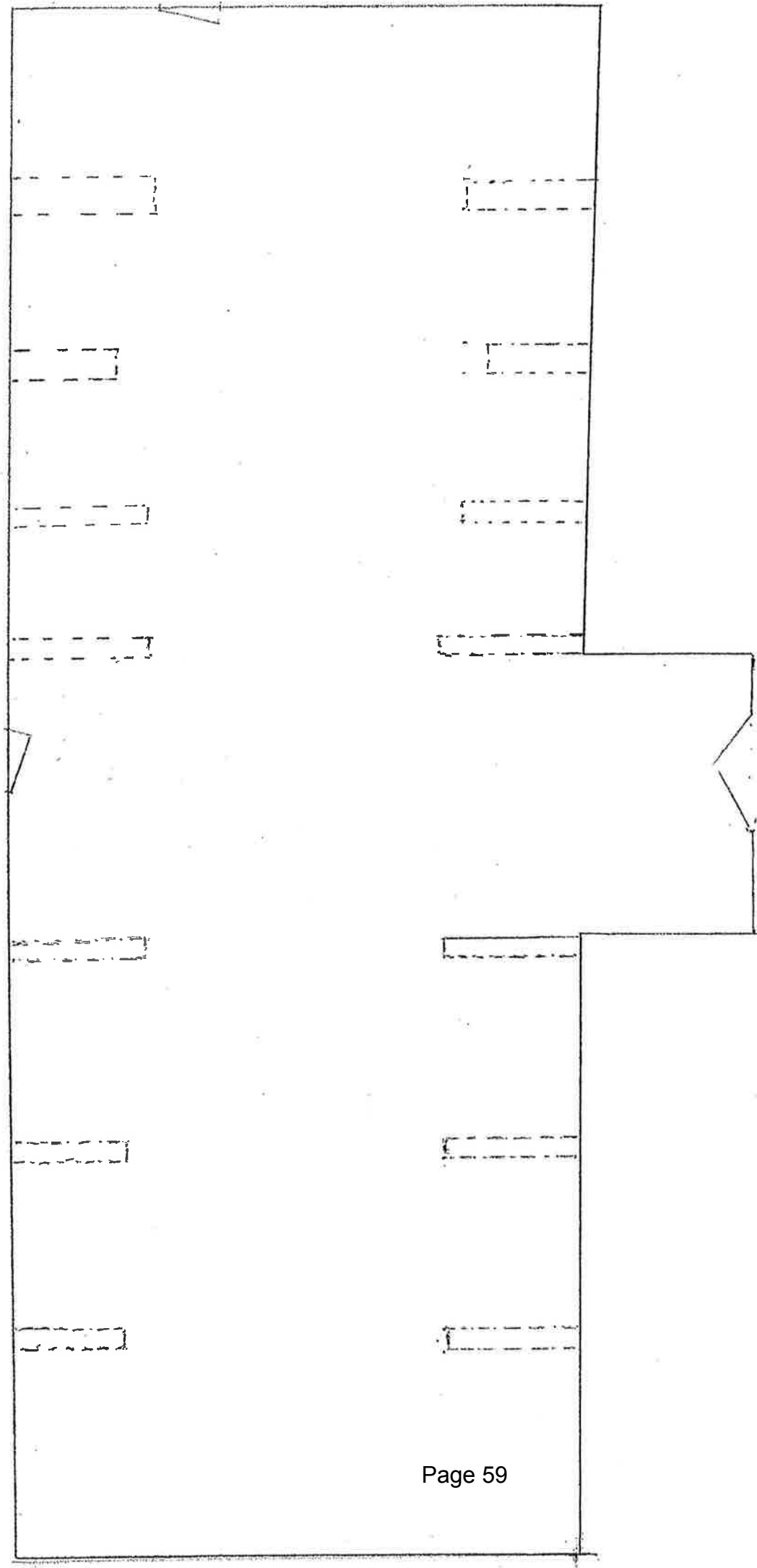




REV	BRIEF DETAILS	DATE
A	red & blue lines extended	01/07

NO.	1045-SD-100	REV	A	CHECKED
SCALE		DATE	Jun 2011	DRAWN
				Adl

ORCHARD BARN
1:100 2004



Committee: LICENSING & ENVIRONMENTAL HEALTH

Agenda Item

Date: 2 December 2015

3

**Title: DETERMINATION OF A PRIVATE
HIRE/HACKNEY CARRIAGE DRIVER'S
LICENCE**

**Author: Joanne Jones, Licensing Officer, 01799
510578**

Item for decision

Summary

1. This report is to inform members of an application for the grant of a joint private hire/hackney carriage driver's licence.

Recommendations

2. The committee determine this application

Financial Implications

3. None arising from this report.

Background Papers

4. The following papers were referred to by the author in the preparation of this report.
 - Application form
 - Driving licence check.

Impact

- 5.

Communication/Consultation	None.
Community Safety	The authority has a duty only to licence drivers who are considered to be fit and proper persons.
Equalities	None.
Health and Safety	None.
Human Rights/Legal Implications	Members are obliged to grant a licence to an applicant who holds a full current driving licence and to have held one for at least 12 months but must not grant a licence unless they are satisfied that the applicant is a fit and proper person.

	<p>Whilst it is legitimate for councils to have policies, they must not be rigidly bound by them and must be prepared to make exceptions to policy in appropriate circumstances.</p> <p>If members refuse the application the applicant has a right of appeal to the Magistrates' Court. As the applicant has not previously been licensed he may not drive as a private hire vehicle driver pending the determination of the appeal.</p>
Sustainability	None.
Ward-specific impacts	None.
Workforce/Workplace	None.

Situation

6. Albert Sinkia has applied to the council for a joint private hire/hackney carriage driver's licence. On his application form Mr Sinkia disclosed a conviction for an offence of excess speed. Mr Sinkia said that the offence was committed in October 2013 but the date of conviction was the 1 May 2014. Mr Sinkia states that he was stopped by police driving at 68 mph in a 40 mph zone. On appearance before the magistrates his licence was endorsed with 6 penalty points and he was fined £300.
7. Mr Sinkia states that the offence was committed at 1.30 a.m. on an industrial estate in Stevenage. He was driving a private hire minibus and had just dropped off some passengers. At the time of the offence his wife was pregnant with their third child. Mr Sinkia states that his wife had had difficulties with her first two pregnancies. She telephoned him and told him that she was experiencing pains. Mr Sinkia exceeded the limit to go home to take her to the hospital. He was stopped by the police en route. He explained the situation to the police who dealt with matters as quickly as possible to get him on his way.
8. By virtue of receiving 6 penalty points for a single offence, Mr Sinkia does not meet the council's licensing standards.
9. Apart from this one conviction, Mr Sinkia has an otherwise clean driving licence and does not have any previous endorsements.
10. I have had regard to the magistrates' court sentencing guidance for dealing with offences of excess speed. For an offence of driving at 68 mph in a 40 mph speed limit, the starting point is a band B fine and disqualification for 7-56 days or 6 penalty points. A band B fine is between 75-125% of an offender's income. Having obtained details of Mr Sinkia's income at the time the magistrates fined him less than 75% of his relevant weekly income. The sentencing guidelines are that disqualification is the first option and that the matter should only be dealt with by way of points if there are mitigating factors. The guidelines give aggravating factors of poor road or weather conditions; LGVs, HGVs, PSVs etc.; towing a caravan or trailer; carrying passengers

or heavy loads; driving for hire or reward; evidence of unacceptable standard of driving over and above speed; location e.g. near school and a high level of traffic or pedestrians in the vicinity. The only mitigating factor given is where a genuine emergency is established. These matters would have been dealt with in depth at the magistrates' court and whilst driving at 68 mph in a 40 mph limit is clearly a serious matter magistrates clearly demonstrated by the sentence they regarded Mr Sinkia's offence being at the lower end of the scale.

11. If the licence is granted Mr Sinkia will be given employment by Diamond Cars on school contract runs. Diamond Cars are a new operator recently commencing business in the area.

Risk Analysis

12.

Risk	Likelihood	Impact	Mitigating actions
An unsuitable person may be licensed to drive licensed vehicles.	1, members have an awareness of what constitutes a fit and proper person	4, permitting unfit persons to drive licensed vehicles may put the public at risk.	Members only grant a licence if they are satisfied that Mr Sinkia is a fit and proper person to hold such a licence.

1 = Little or no risk or impact

2 = Some risk or impact – action may be necessary.

3 = Significant risk or impact – action required

4 = Near certainty of risk occurring, catastrophic effect or failure of project.

UTTLESFORD DISTRICT COUNCIL
APPLICATION FOR A PRIVATE HIRE DRIVERS LICENCE
 Local Government (Miscellaneous Provisions) Act 1976 Part II



Uttlesford District Council
 Council Offices
 London Road
 Saffron Walden
 Essex CB11 4ER

**ALL QUESTIONS SET OUT BELOW MUST BE ANSWERED BY THE APPLICANT AND NOT
 CROSSED OUT (PLEASE USE BLOCK LETTERS)**

- 1 Title MR Surname SINKIA First Names ALBERT, ROBERT
(In Full)
- 2 Date of Birth 25/07/1981 NI number [REDACTED]
- 3 Present Address [REDACTED]
[REDACTED] Postcode [REDACTED]
- Email: [REDACTED] Telephone [REDACTED]
- 4 Have you ever been refused or had revoked or suspended a hackney carriage or private hire driver's licence?
 If Yes please provide details. 4 NO
- 5 Name and address of private hire operator by whom you will be employed
 5 DIAMOND TRANSPORT
THE OLD FORGE, WENDONS AMBO
CB11
- 6 Will your employment as private hire driver be full-time or part-time?
 6 PART-TIME
- 7 If your employment is to be full time state name and address of your last employer.
 7 _____
 Nature of Work _____
 Date of leaving _____
- 8 If your employment is to be part-time state name and address of your present employer
 8 SELF EMPLOYED
 Nature of work FIRE SAFETY ENGINEERING
 Normal working hours 32
- 9 When were you first licensed to drive?
 9 09/06/03
- 10 Have you ever been disqualified from driving or had your licence revoked? YES NO
- 11 Has your licence ever been endorsed for a fixed penalty offence within the last 4 years?
 YES NO
 If YES, give particulars, including nature of offence number of points endorsed, and fine (if any),
 Otherwise write **NONE** SP30, 6 pts, £300
01/05/14

12 Have you **ever been convicted of ANY offence** (including motoring offences) including spent and unspent convictions in any Court or received a police caution?

YES/NO

If 'YES', details of all convictions must be shown below

Offence	Court	Date	Amount of Fine	No of Penalty Points (motoring offences)
SP30	1911	01/05/14	300	6

13 Is there any prosecution pending against you?

YES/NO

If 'YES', please give details as follows:

Alleged Offence	Court	Appearance date

14 If you are currently licensed in Uttlesford what is your badge number? _____

Please read the following carefully

In the event of a licence being granted to me I undertake

- (i) to observe all statutes, byelaws, rules, codes and regulations for the time being in force relating to drivers of private hire vehicles;
- (ii) to display the identity badge provided by the Council in such a manner as to be plainly visible to customers at all times when driving a private hire vehicle and
- (iii) to report immediately any conviction recorded against me after the date of completion of this form to the Assistant Chief Executive, Council Offices, London Road, Saffron Walden Essex CB11 4ER
- (iv) The fee payable covers the licence application. If you decide to cancel your licence application, or you do not meet our licensing standards (see driver guidance sheet) no refund will be given.

I understand that the information given on this form may be shown to other departments of the Council.

I, undersigned, hereby apply for a licence to act as a driver of private hire vehicles in the District of Uttlesford and I declare that to the best of my knowledge and belief the foregoing statements are true and correct.

I understand that if I have made a statement which is wrong or have failed to declare something which I ought to have to have declared that I may be prosecuted and that my licence may be revoked.









Usual Signature of Applicant



Date

15/09/15

- 1 Appropriate fee £40.00 (GLE 001 X131) OFFICE USE
- 2 D796 DVLA Mandate form
- 3 Completed medical examination certificate

C		n/a	n/a	n/a	
C1		n/a	n/a	n/a	
C1 aut		n/a	n/a	n/a	
C1E		n/a	n/a	n/a	
C1E aut		n/a	n/a	n/a	
CE		n/a	n/a	n/a	
D		n/a	n/a	n/a	
D1		n/a	n/a	n/a	
D1 aut		n/a	n/a	n/a	
D1E		n/a	n/a	n/a	
D1E aut		n/a	n/a	n/a	
DE		n/a	n/a	n/a	
F		Full	09/06/2003	24/07/2051	122
G		Provisional	01/05/2004	24/07/2051	
H		Provisional	01/05/2004	24/07/2051	
K		Full	09/06/2003	24/07/2051	122
L		n/a	n/a	n/a	
N		n/a	n/a	n/a	
P		Full	09/06/2003	24/07/2051	122
Q		n/a	n/a	n/a	

Your Comments

^
v

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