



**MEETING** : LICENSING SUB-COMMITTEE  
**VENUE** : COUNCIL CHAMBER, WALLFIELDS, HERTFORD  
**DATE** : WEDNESDAY 19 OCTOBER 2022  
**TIME** : 10.00 AM

This meeting will be live streamed on the Council's Youtube page:  
<https://www.youtube.com/user/EastHertsDistrict>

**MEMBERS OF THE SUB-COMMITTEE**

Councillors R Bolton, S Reed and C Redfern

**COMMITTEE OFFICER: MICHELE AVES**  
**01279 502177**  
**Michele.aves@eastherts.gov.uk**

## **Disclosable Pecuniary Interests**

A Member, present at a meeting of the Authority, or any committee, sub-committee, joint committee or joint sub-committee of the Authority, with a Disclosable Pecuniary Interest (DPI) in any matter to be considered or being considered at a meeting:

- must not participate in any discussion of the matter at the meeting;
- must not participate in any vote taken on the matter at the meeting;
- must disclose the interest to the meeting, whether registered or not, subject to the provisions of section 32 of the Localism Act 2011;
- if the interest is not registered and is not the subject of a pending notification, must notify the Monitoring Officer of the interest within 28 days;
- must leave the room while any discussion or voting takes place.

## **Public Attendance**

East Herts Council welcomes public attendance at its meetings and will provide a reasonable number of agendas for viewing at the meeting. Please note that there is seating for 27 members of the public and space for a further 30 standing in the Council Chamber on a "first come first served" basis. When the Council anticipates a large attendance, an additional 30 members of the public can be accommodated in Room 27 (standing room only), again on a "first come, first served" basis, to view the meeting via webcast.

If you think a meeting you plan to attend could be very busy, you can check if the extra space will be available by emailing [democraticservices@eastherts.gov.uk](mailto:democraticservices@eastherts.gov.uk) or calling the Council on 01279 655261 and asking to speak to Democratic Services.

### **Audio/Visual Recording of meetings**

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## AGENDA

1. Appointment of Chairman

2. Apologies

To receive apologies for absence.

3. Chairman's Announcements

4. Declarations of Interest

To receive any Members' Declarations of Interest.

5. Minutes - 20 September 2022 (Pages 6 - 10)

To approve the Minutes of Previous Sub-Committee meetings:

20 September 2022

6. Summary of Procedure (Pages 11 - 17)

A summary of the procedure to be followed during consideration of item 7 is attached.

7. Application for a new premises licence for Adnams, 10 High Street, Bishop's Stortford, Hertfordshire, CM23 2LT (22/1189/PL) (Pages 18 - 78)

8. Urgent Business

To consider such other business as, in the opinion of the Chairman of the meeting, is of sufficient urgency to warrant consideration and is not likely to involve the disclosure of exempt information.



# Agenda Item 5

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MINUTES OF A MEETING OF THE  
LICENSING SUB-COMMITTEE HELD IN THE  
COUNCIL CHAMBER, WALLFIELDS,  
HERTFORD ON TUESDAY 20 SEPTEMBER  
2022, AT 2.00 PM

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PRESENT: Councillor D Andrews (Chairman)  
Councillors N Symonds and C Wilson

ALSO PRESENT:

Councillors Goodeve and Ruffles

OFFICERS IN ATTENDANCE:

Michele Aves	- Democratic Services Officer
Peter Mannings	- Democratic Services Officer
Dimple Roopchand	- Litigation and Advisory Lawyer
Brad Wheeler	- Senior Licensing and Enforcement Officer

ALSO IN ATTENDANCE:

Andrew Brown	- Applicant
Joe Harvey	- Legal Representative for the Applicant
Mr Brown	- Observer
Mrs Brown	- Observer

Jill Chapman - Interested Party

23 APPOINTMENT OF CHAIRMAN

It was moved by Councillor Symonds and seconded by Councillor Wilson, that Councillor Andrews be appointed Chairman for the meeting. After being put to the meeting and a vote taken, the motion was declared CARRIED.

**RESOLVED** – that Councillor Andrews be appointed Chairman for the meeting.

24 APOLOGIES

There were no apologies for absence.

25 CHAIRMAN'S ANNOUNCEMENTS

The Chairman advised the hearing that Item 8 had been withdrawn from the agenda.

26 DECLARATIONS OF INTEREST

There were no declarations of interest.

27 MINUTES - 8 AUGUST 2022

It was moved by Councillor Symonds and seconded by Councillor Wilson that the Minutes of the meeting held on 8 August 2022 be confirmed as a correct record and signed by the Chairman. After being put to the meeting, and a vote taken, the motion was declared CARRIED.

**RESOLVED** – that the minutes of the meeting held on 8 August 2022 be confirmed as a correct record and signed by the Chairman.

28 SUMMARY OF PROCEDURE

The Chairman referred the hearing to the Summary of Procedure.

29 APPLICATION FOR A NEW PREMISES LICENCE FOR COPPER TOD, 48 THE ELMS, HERTFORD, HERTFORDSHIRE, SG13 7UX

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The Sub-Committee received a report on the application for a new premises licence for Audex Business Services Ltd trading as Copper Tod at 48 The Elms, Hertford, Hertfordshire, SG13 7UX.

Members of the Sub Committee considered the report and the evidence presented to the hearing by the applicant, the applicant's legal representative and the objector to the application.

In line with the procedure, Sub Committee members retired to consider the case. They were accompanied by the Democratic Services Officer and the Sub-Committee's Legal Advisor.

The Sub Committee reconvened in public session to give its decision.



**RESOLVED** – that the licence for a New Premises Licence for Audex Business Services Ltd trading as Copper Tod, 48 The Elms, Hertford, Hertfordshire, SG13 7UX be granted subject to the conditions 1 -12, as agreed between the applicant and Hertfordshire Constabulary at Appendix B of the report:

The supply of alcohol (for consumption off the premises)

Monday – Tuesday	17:00 – 23.00
Wednesday	12:00 – 23:00
Thursday – Friday	17:00 – 23:00
Saturday – Sunday	09:00 – 23:00

Those present were advised that the decision would be issued in writing, and that there was the right of appeal within 21 days to the magistrate’s court.

- 30      APPLICATION FOR A NEW PREMISES LICENCE FOR BRAD AND DILLS, 14 MARKET PLACE, HERTFORD, HERTFORDSHIRE, SG14 1DQ
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This item was withdrawn from the agenda.

- 31      URGENT BUSINESS

There was no urgent business.

The meeting closed at 3.05 pm

Chairman .....

Date .....

## **LICENSING SUB-COMMITTEE**

### **EXTRACT FROM RULES OF PROCEDURE**

Note – the full Rules of Procedure can be viewed at:

<http://democracy.eastherts.gov.uk/ieListMeetings.aspx?CId=144&Year=0>

#### **8.0 Procedure at hearing**

*As a matter of practice, the Sub-Committee shall seek to focus the hearing on the steps needed to promote the particular licensing objective(s) which has given rise to the specific representation(s) and will avoid straying into undisputed areas. The hearing is a discussion lead by the Authority (i.e. the Chairman) with advice from the Legal Adviser.*

- 8.1 The order of business shall be at the discretion of the Sub-Committee, but shall normally proceed in accordance with the following paragraphs.
- 8.2 The Chairman shall at the beginning of the hearing, introduce themselves and the Sub-Committee members, ask the Officers present to introduce themselves before inviting the parties to the hearing to identify themselves. The Chairman will then explain to the parties the procedure that the Sub-Committee intends to follow.
- 8.3 The Chairman will ask a representative of the Licensing Authority to introduce the report, and outline the matter before the Sub-Committee.
- 8.5 The Parties to a hearing for an application shall usually be invited to address the Sub-Committee in the following order:
  - (a) Applicant
  - (b) Responsible Authority
  - (c) Other parties

However, this may be varied at the discretion of the Chairman, if in his/her opinion, this would assist the efficient business of the Sub-Committee.

- 8.6 Parties to the hearing shall be entitled to:
- (a) give further information in support of their application, relevant representations or notice (as applicable) in response to a point upon which the Licensing Authority has given notice that it requires clarification;
  - (b) question any other party if given permission by the Chairman of the Sub-Committee; and
  - (c) address the Sub-Committee.
- 8.7 Members of the Sub-Committee may ask any question of any party to the hearing or other person appearing at the hearing.
- 8.8 Where there is more than one relevant representation raising the same or similar grounds, the Sub-Committee shall request that only one party address them on behalf of the parties who have made the representations in question.
- 8.9 Subject to paragraph 8.10 below, in considering any relevant representations or notice made by a party to the hearing, the Sub-Committee may take into account additional documentary or other information produced by such a party in support of their application, relevant representations or notice (as applicable) either submitted at least 24 hours before the hearing commences or, with the consent of *all* the other parties and the Chairman, at the hearing. Where all the other parties consent the Licensing Sub-Committee has discretion as to whether to admit additional documentary evidence or other information at the hearing. If large documents are submitted on the day then the hearing may be adjourned at the Chairman's discretion so that such documents can be fully considered.

*Note - As a matter of good practice, any additional documentation or other information produced in advance of the hearing date, should be submitted to the licensing officer no later than two working days before the hearing.*

8.10 The Sub-Committee shall disregard any information given or evidence produced by a party or any person to whom permission is given to appear at the hearing, which is not relevant to:

- (a) their application, relevant representations or notice (as applicable); or
- (b) the promotion of the licensing objectives.

8.11 Hearsay evidence may be admitted before the Sub-Committee, but consideration shall always be given to the weight, if any, to be attached to such evidence, depending upon the circumstances in which it arises.

8.12 The parties to the hearing shall be entitled to make closing submissions, usually in the following order:

- (a) Responsible Authority
- (b) Other party
- (c) Applicant.

8.13 The Sub-Committee will, after hearing the relevant representations of the parties to the hearing, withdraw from the room to make their deliberations.

8.14 The Legal Adviser and the Democratic Services Officer shall accompany the Sub-Committee when they retire to make their deliberations.

## **9.0 Determination of applications**

9.1 The Sub-Committee shall give appropriate weight to:

- (a) the relevant representations (including supporting information) presented by all the parties;
- (b) national guidance;
- (c) the Licensing Authority's Licensing/Gambling Policy (as applicable); and
- (d) the steps that are necessary to promote the licensing objectives.

9.2 The Sub-Committee shall make its determination:

- (a) at the conclusion of the hearing in accordance with the relevant Regulations; or
- (b) within 5 working days thereafter (all other cases).

9.3 The written notice of determination shall be issued by Head of Housing and Health under delegated authority and will information regarding the appeals process.

## **10.0 Role of Legal Adviser**

10.1 The Sub-Committee may seek advice or clarification of any procedural, technical or legal matter from the Legal Adviser at any time during the course of the hearing.

10.2 The Legal Adviser shall provide the Sub-Committee with any advice it requires to properly perform its functions, on:

- (a) questions of law;
- (b) questions of mixed fact and law;
- (c) matters of practice and procedure;
- (d) the range of options available to the Sub-Committee;
- (e) any relevant decisions of courts;
- (f) relevant national guidance or policy;
- (g) other issues relevant to the matter before the Sub-Committee.

10.4 The Legal Adviser shall play no part in making findings of fact, but may assist the Sub-Committee by reminding it of the evidence taken from his/her own or the Democratic Services Officer's notes.

10.5 The Legal Adviser may ask questions of witnesses and the parties in order to clarify the evidence and any issues in the case. The Legal Adviser is under a duty to ensure that every case is conducted fairly.

## **11.0 Role of Democratic Services Officer**

11.1 The Democratic Services Officer's role is to make a record of the proceedings, summarise and record decisions and to provide help and assistance to parties attending hearings.

## **12.0 Role of Licensing**

- 12.1 The Licensing Officer will present the pertinent facts of the application and the representations made by parties to the hearing.
- 12.2 The Licensing Officer shall provide the Sub-Committee with any advice it requires to properly perform its functions.
- 12.3 The Licensing Officer may ask questions of witnesses and the parties in order to clarify the evidence and any issues in the case.

## **13.0 Failure of parties to attend the hearing**

- 13.1 If a party to the hearing has informed the Licensing Authority that he/she does not intend to attend or be represented at the hearing, the hearing may proceed in his/her absence and any properly made written submissions will be considered as part of the decision making process.
- 13.2 If a party to the hearing fails to provide notification in accordance with paragraph 13.1 above, and fails to attend or be represented at a hearing, the Sub-Committee may:
  - (a) where it considers it to be necessary in the public interest, adjourn the hearing to a specified date; or
  - (b) hold the hearing in the party's absence and shall consider at the hearing, the application, relevant representations or notice made or submitted by that party.

## **14.0 Adjournments**

- 14.1 Subject to the provisions of the Regulations, the Sub-Committee may, where necessary for its consideration of any relevant representations or notice made by a party to the hearing, adjourn the hearing to a specified date.
- 14.2 Where the Sub-Committee adjourns the hearing to a specified date, it shall forthwith notify the parties to the hearing of the date, time and place.

## **15.0 Right of Appeal**

- 15.1 The all parties to a hearing have a right of appeal against a decision to the Magistrates' Court within 21 days (beginning with the day on which the applicant was notified of the decision by the Licensing Authority).



## Definitions

<b>Term</b>	<b>Meaning</b>
<b>Applicant</b>	<p>The holder of, or the person seeking the grant of, a licence, notice or other permission under the relevant Legislation.</p> <p>The premises user in relation to a temporary event notice (TEN) or temporary use notice (TUN).</p>
<b>Interest</b>	A Disclosable Pecuniary Interest as defined in the Council's Members' Code of Conduct.
<b>Other parties</b>	Any persons making relevant representations or any person who is representing such persons.
<b>Licensing Authority</b>	East Hertfordshire District Council
<b>Parties to the Hearing</b>	The applicant and any parties that have made relevant representations or submitted a valid objection notice.
<b>Relevant Representations</b>	Representations (either in support of or against an application) that relate to one or more of the licensing objectives. Can be made by a Responsible Authority or other party.
<b>Responsible Authority</b>	The bodies that must be consulted regarding certain applications and that are entitled to make representations to the Licensing Authority.

# Agenda Item 7

## **East Herts Council Report**

### **Licensing Sub-Committee**

**Date of Meeting:** 19<sup>th</sup> October 2022

**Report by:** Jonathan Geall, Head of Housing and Health

#### **Report title:**

Application for a new premises licence for Adnams, 10 High Street, Bishop's Stortford, Hertfordshire, CM23 2LT (22/1189/PL)

**Ward(s) affected:** Bishop's Stortford - Central

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### **Summary**

An application for a new premises licence has been received from Adnams PLC for premises at 10 High Street, Bishop's Stortford, Hertfordshire, CM23 2LT. Representations against the application have been made by a number of interested parties. Where representations are received against an application, and not withdrawn, there must be a Licensing Sub-Committee meeting to decide that application. This report is to inform that decision.

## **RECOMMENDATIONS FOR LICENSING SUB-COMMITTEE**

**(a) The application for a new premises licence be decided.**

### **1.0 Proposal(s)**

- 1.1 Members of the Licensing Sub-Committee should determine the application to grant a premises licence to Adnams PLC through consideration of the information contained in this report and appendices combined with submissions made at the Licensing Sub-Committee hearing.

## **2.0 Background**

- 2.1 Under the Licensing Act 2003 and the council's Statement of Licensing Policy (herein 'the Policy') an application for a new or variation to a licence or certificate is granted by officers under delegated authority if no valid representations are received.
- 2.2 Where valid representations are received the council's discretion is engaged. A Licensing Sub-Committee has the delegated authority to determine applications for new and varied licences and certificates. This decision must be made whilst having regard to the Licensing Objectives, the council's own Statement of Licensing Policy and to statutory guidance issued by the Secretary of State under section 182 of the Licensing Act.
- 2.3 The Licensing Objectives are:
  - Prevention of Crime and Disorder
  - Public Safety
  - Prevention of public nuisance; and
  - Protection of children from harm.

## **3.0 Reason(s)**

- 3.1 The application for a new premises licence was submitted by Adnams plc Limited on 24<sup>th</sup> August 2022. The application has been correctly advertised and consulted upon as required by legislation and regulations.
- 3.2 The application originally requested the supply of alcohol for consumption on and off the premises and recorded music during the following times.

Licensable Activity	Day	Hours originally applied for
Supply of alcohol (for consumption on & off the premises)	Monday – Saturday	09:00 – 21:00
Recorded Music (Indoors)	Sunday	09:00 – 17:00
Opening times		

- 3.3 A redacted copy of the application form for a new premises license is attached as **Appendix 'A'**.
- 3.4 Section 18 of the application form asks the applicant to describe any additional steps they intend to take to promote the four Licensing Objectives as a result of the application.
- 3.5 During the 28 day statutory public consultation period the applicant agreed conditions with Hertfordshire Police. These conditions are attached as **Appendix 'B'**
- 3.6 Prior to the end of the public consultation, following receipt of some representations against the application, the applicant amended the application. **Of note, the amendments removed the request for recorded music and alcohol for consumption on the premises.** In addition the hours were amended as shown below.

<b>Licensable Activity</b>	<b>Day</b>	<b>Hours as amended</b>
Supply of alcohol (for consumption off the premises)  Opening times	Monday – Saturday Sunday	09:00 – 18:00 10:00 – 16:00

- 3.7 In addition to amendments to the activities and hours the applicant provided the following additional information:

The deliveries will be once a week; the delivery of pallets of boxed items (no kegs or casks) will happen on the street adjacent to the store, where there is ample parking. We will use an electric pump truck to take the stock into the courtyard, where it will be stored in the shop. This activity normally takes us approximately an hour.

We will have a recycling bin and a normal waste bin (no glass bin is required).

Our van will be parked in the pay and display car park.

- 3.8 During the 28 day statutory public consultation period representations were received from 64 individuals as interested parties. All the representations are attached as **Appendix 'C'**.

- 3.9 Between them the representations detail that all four of the Licensing Objectives would be undermined should the application be granted as originally applied for. None of the representations were received after the application was amended.

- 3.10 A plan of the area in which the premises are located is attached as **Appendix 'D'**. This can be used to illustrate the location of the premises in relation to residents and other businesses.

## **Policy and Guidance**

- 3.11 Section 6 of the **East Herts 'Statement of Licensing Policy'** (herein 'the Policy') details definitions of premises and location and operation of premises (differentiating between Town Centre locations and other areas). Under this section of the Policy the operation of Adnams would be 'Off-licence'.
- 3.12 The proposed premises are within the area designated as a 'Town Centre' in section 7.0 of the Policy.
- 3.13 The table at 6.9 of the Policy details the council's approach to hours for licensed premises when it has received relevant representations to an application. Notwithstanding that each application is considered on its own merits, the following hours would normally be granted to a 'Off-licence' in this type of location when valid and relevant representations have been received:

*Will generally be granted alcohol sales no later than **midnight**.*

- 3.14 Section 8 of the Policy states that:
- 8.1 The Licensing Authority must carry out its functions with a view to promoting the four Licensing Objectives, each of which has equal importance:
- the prevention of crime and disorder,

- public safety,
- the prevention of public nuisance, and
- the protection of children from harm.

8.2 It is recognised that the licensing function is only one means of securing the delivery of the above objectives and should not therefore be seen as a means for solving all local problems. The Licensing Authority will therefore continue to work in partnership with all stakeholders and partners towards the promotion of the Licensing Objectives.

3.15 Paragraphs 8.6 to 8.39 of the Policy contain information on how the council considers applications in respect of each of the Licensing Objectives.

3.16 The Home Office issued '**Guidance issued under section 182 of the Licensing Act 2003**' (herein 'the Guidance') states at paragraph 9.37 and 9.38 that:

*9.37 As a matter of practice, licensing authorities should seek to focus the hearing on the steps considered appropriate to promote the particular Licensing Objective or objectives that have given rise to the specific representation and avoid straying into undisputed areas. A responsible authority or other person may choose to rely on their written representation. They may not add further representations to those disclosed to the applicant prior to the hearing, but they may expand on their existing representation and should be allowed sufficient time to do so, within reasonable and practicable limits.*

*9.38 In determining the application with a view to promoting the Licensing Objectives in the overall interests of the local community, the Licensing Sub-Committee must give appropriate weight to:*

- *the steps that are appropriate to promote the Licensing Objectives;*
- *the representations (including supporting information) presented by all the parties;*
- *this Guidance;*
- *its own statement of licensing policy.*

3.17 Paragraphs 9.42-9.44 of the Guidance deal with how to determine actions that are appropriate for the promotion of the Licensing Objectives.

3.18 If Members are minded to impose conditions to mitigate concerns regarding the undermining of the Licensing Objectives, then Chapter 10 of the Guidance deals with conditions attached to premises licences. Paragraphs 10.8-10.10, 10.13-10.15 would be particularly relevant along with the East Herts **'Pool of Model Conditions'**.

### **Officer observations**

3.19 During discussions held between officers and the applicant, the applicant explained that they had applied for recorded music to allow them to play background music in the shop. Background music is not a licensable activity under the Licensing Act 2003 and therefore does not require 'record music' to be on the licence.

3.20 Furthermore, the applicant explained that on premises sales of alcohol were requested to allow 6-8 'tastings' per year when people would book and pay to attend the events. As such the applicant decided to remove 'on sales' from the application to avoid any further ambiguity regarding the purpose of the application.

3.21 The applicant believes that the purpose of the application has been misunderstood and chose to amend the



application to address residents' concerns. Some of the representations refer to the premises as becoming a 'bar' or 'pub' which the applicant has stated was never the purpose of the application.

- 3.22 Representations were received from 64 individuals, with the majority being in the form of a petition. It is unclear whether the people that completed the petition had viewed the notice of application at the premises or online. Many people have simply detailed one or more of the Licensing Objectives as their concern giving no additional information to support their positions.
- 3.23 The Licensing Authority has attempted to contact every person whose contact details have been submitted as making a representation against the application. Emails have been sent regarding the amendments to the application and the conditions agreed by the applicant. Unfortunately, due to the difficulty in reading some of the email addresses 11 emails were undeliverable. In addition to this four individuals gave no contact details at all.
- 3.24 Contact has been attempted with those that did not give reasons for making a representation and have simply listed one or more Licensing Objective, so that they had the opportunity to explain their concerns in support of their representation.
- 3.25 Efforts have been made to clarify the contact details of those included on the petition with the interested party that supplied the document. At the time of drafting the report no additional contact details had been received.
- 3.26 Following the initial attempts to contact individuals five representations were withdrawn.

- 3.27 When considering the weight to attach to the names on the petition members should consider a number of factors:
- only 13 individuals have provide their addresses. Whilst people are not required to live in the vicinity to make representation, addresses allow members to know the proximity of those objecting in order to form a view on the likelihood that they will be affected
  - four individuals have not provided any contact details at all
  - it is unclear what those signing were told before being asked to complete it
  - a number of the individuals on the petition have listed one or more of the licensing objectives but with no supporting reasons for why this premises, if granted a licence, would undermine them.
- 3.28 Although members will have read all of the representations, it is considered helpful to group the reasons for representations being made under the headings of the four Licensing Objectives. Reasons should be linked to the operation of this specific premises and the likelihood of the premises licence, if granted, failing to promote the licensing objectives.
- 3.29 **Prevention of crime and disorder** – reasons given by those making representation. Note: the representations are simply repeated without officers offering any comment on the veracity of points made:
- national statistics showing a correlation between alcohol and crime. Bishop's Stortford has one of the highest crime rates in the county. ASB is fueled by the sale of alcohol
  - the Police service in under resourced
  - a reference to another licensed premises in the area and problems associated with it

- comments regarding the sale of alcohol for consumption on and off the premises
- no doubt that a new alcohol outlet would contribute to the increasing crime rate
- incidents witnessed requiring Police attendance
- increased sale of alcohol with easier access will cause more ASB and crime.

3.30 In relation to the prevention of crime and disorder objective, officers would make the following observations regarding the reasons given in representations:

- whilst nationally there is a correlation between alcohol and crime
- Police resourcing is a matter specifically excluded from being a consideration when reaching licensing decisions. This is a matter for the Police and Central Government to consider
- references to issues caused by other licensed premises in the area are not directly relevant to these premises. The premises named has a significantly different licence to the one applied for by Adnams as it allows on-sales of alcohol and regulated entertainment until the early hours of the morning.
- any reference to issues linked to the consumption of alcohol on the premises should be disregarded as this is no longer part of the application
- there is no reason to believe that the responsible sale of alcohol is likely to contribute to crime and disorder and so a licence should not be granted as requested only if members do not believe the applicant will trade responsibly
- a comment was made regarding 'easier access' to alcohol but there is no explanation as to why these premises would allow 'easier access'.

3.31 The Home Office 'Revised Guidance issued under section 182 of the Licensing Act 2003' state in relation to the prevention of crime and disorder objective:

*Licensing authorities should look to the police as the main source of advice on crime and disorder.*

3.32 The Police were consulted as part of the application and agreed conditions with the applicant that they believed would mean that the granting of the licence, as requested, would not undermine the Licensing Objectives. These conditions were agreed prior to the applicant amending the application to remove certain licensable activities and shortening the hours of trading meaning that the Police were satisfied that the crime and disorder objective would not have been undermined even with the premises open later and allowing alcohol to be consumed on the premises and regulated entertainment.

3.33 Members may wish to question any interested parties present at the hearing to clarify their specific concerns regarding the undermining of the crime and disorder objective should a licence be granted.

3.34 **Public safety** – reasons given by those making representation. Note: the representations are simply repeated without officers offering any comment on the veracity of points made

- location. On a corner with narrow pavements
- deliveries. How they will be made and where, narrow street, illegal parking, danger to pedestrians (including children)
- bins. Location, access and bottles.

3.35 In relation to the public safety objective, officers would

make the following observations.

3.36 In response to these concerns the applicant has stated:

*The deliveries will be once a week; the delivery of pallets of boxed items (no kegs or casks) will happen on the street adjacent to the store, where there is ample parking. We will use an electric pump truck to take the stock into the courtyard, where it will be stored in the shop. This activity normally takes us approximately an hour.*

*We will have a recycling bin and a normal waste bin (no glass bin is required).*

*Our van will be parked in the pay and display car park.*

3.37 These measures appear to address the issues raised but members may wish to question the applicant regarding how they are confident that they can ensure that these steps will happen. Members may consider conditions regarding these issues if they believe it is necessary. East Herts Council's 'Pool of Model Conditions' contains sections relating to deliveries and rubbish which may be of assistance.

3.38 The Home Office 'Revised Guidance issued under section 182 of the Licensing Act 2003' state in relation to the public safety objective:

*Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act.*

3.39 **Prevention of public nuisance** – reasons given by those making representation. Note: the representations are simply repeated without officers offering any comment on the veracity of points made:

- noise from deliveries, music noise and customers

- references to the premises being a pub and disturbance from this type of venue already
- smoking
- noise from customers of other venues.

3.40 In relation to the prevention of public nuisance objective, officers would make the following observations regarding the reasons given in representations:

- the noise from deliveries has been addressed by the applicant already but they may be willing to agree conditions regarding the time deliveries can be made and how, if members believe it is necessary
- reference to music noise is no longer relevant as the application does not request any form of regulated entertainment
- the hours applied for are normal shop hours so it is unlikely that customer noise will be an issue. The comments relating to customer noise seem concerned with late night noise when these premises will be closed
- references to the premises being a pub or bar are not relevant as the application only seeks permission to sell alcohol for consumption off the premises
- any noise created by customers of other venues, particularly those of a different nature to this premises, are not relevant
- members may wish to ask the applicant what arrangement will be made for staff that wish to smoke during their breaks
- members may wish to ask any interested parties that live in this building how they believe this premises will create public nuisance more than any previous occupants? These points can then be addressed by

the applicant and appropriate amendments made, if any are considered necessary.

- 3.41 The Home Office 'Revised Guidance issued under section 182 of the Licensing Act 2003' state in relation to the public nuisance objective:

*The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.*

- 3.42 **Protection of children from harm** – reasons given by those making representation. Note: the representation are simply repeated without officers offering any comment on the veracity of points made:
- not related to protecting children from harm of the alcohol itself
  - concerns about wider issues: Smoke, deliveries, access to homes, noise from deliveries and music, being able to sleep
  - details of the effect on children from customers of other venues
  - don't want a bar next door
  - alcohol and drug fueled incidents causing local children anxiety.

- 3.43 In relation to the protection of children from harm

objective, officers would make the following observations regarding the reasons given in representations:

- many of the reasons for concern that this objective will be undermined have been dealt with under the other licensing objectives. The one that hasn't been specifically touched upon is children's ability to sleep in the vicinity of the premises. Members may wish to discuss this specific concern with any interested parties present at the hearing who live near to the premises and have children
- the drug and alcohol fuelled incidents mentioned are not related to the operation of this premises as it is not yet operating. Members should consider whether or not there is a likelihood that this premises operating would further contribute to these issues. Whilst East Herts does not have a cumulative impact policy in place the cumulative impact of types of premises in an area can still be considered.

3.44 The Home Office 'Revised Guidance issued under section 182 of the Licensing Act 2003' states in relation to the protection of children from harm objective:

*The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment).*

3.45 As stated in the Guidance, the council's decision should be evidence based, justified as being appropriate for the promotion of the Licensing Objectives and proportionate



to what it is intended to achieve.

- 3.46 Members should consider if they believe the applicant has provided evidence that the licence, if granted, would promote and not undermine the Licensing Objectives. This evidence should be balanced against the evidence given by those making representations that the licensing objectives would be undermined.
- 3.47 Whilst the hours and activities applied for are within those detailed within East Herts 'Statement of Licensing Policy' this does not fetter members' ability to decide that shorter hours or a refusal are more appropriate in the circumstances of an individual application. The Policy is a starting point from which decisions can be made but should the Policy be departed from then members should clearly give their reasons for doing this.
- 3.48 Put in its simplest terms, what are the minimum measures that can be put in place to address the concerns? Refusal of the application should be the last option considered.
- 3.49 In considering additional conditions, members should decide whether these steps would in fact address their concerns if the decision was made to grant the hours requested.
- 3.50 For conditions to be enforceable they need to be clear, unambiguous and free from subjective terms. If a condition cannot be enforced then it should not be placed on any granted licence.
- 3.51 Aside from adding conditions, it is open to members to limit the hours of operation under the licence but clear reasons for this step would need to be given. However, if simply limiting the hours beyond those requested does

not mitigate members' concerns regarding the promotion of the licensing objectives then the option to also impose appropriate and proportionate conditions is available.

3.52 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence members have relied upon when reaching their decision.

## **4.0 Options**

4.1 The actions open to the Licensing Sub-Committee are:

- grant the application as requested if they feel the application would promote and not undermine the licensing objectives; or
- grant the application but at the same time impose additional conditions or amend the activities or times requested; or
- if Members believe that there is evidence that shows that there are no steps that can be taken to ensure that the application sought would promote the licensing objectives then the application should be refused.

4.2 When the Licensing Sub-Committee gives its decision to those in attendance it should be made clear to all parties how much weight has been attached to each submission and why and what evidence members have relied upon when reaching their decision.

## **5.0 Risks**

5.1 A decision on the application must be made and any decision made can be appealed at the Magistrate's Court.

Therefore the Licensing Sub-Committee should ensure that when giving their decision on the application they give clear reasons on how and why they have made their decision. In doing so, the council's ability to defend its decision is strengthened and the risk of its decision being over-turned on appeal is lessened, although, of course, this risk can never be entirely removed.

## **6.0 Implications/Consultations**

6.1 As with any application for a new premise licence / variation of premise licence or review of a premise licence there is a 28 day public consultation.

### **Community Safety**

The report details the four licensing objectives therefore Community Safety will be considered when determining the application.

### **Data Protection**

Where the appendices have shown personal data this has been redacted.

### **Equalities**

Consideration has made to the Equality Act 2010 and the Public Sector Equality Duty in this report and will be considered during the Licensing Sub-Committee hearing.

### **Environmental Sustainability**

No

### **Financial**

There will be a cost to the authority in holding the Licensing Sub-Committee hearing; this will be covered by the existing budget.

There would be a cost if the decision of the Licensing Sub-Committee is appealed to the Magistrates Court and the authority chooses to defend that appeal.

## **Health and Safety**

No

## **Human Resources**

No

## **Human Rights**

As with all applications and Council functions, the Human Rights Act 1998 has been considered in this report and will be considered during the Licensing Sub-Committee hearing.

## **Legal**

All statutory requirements have been considered in preparing this report.

## **Specific Wards**

Yes – Bishop’s Stortford - Central.

## **7.0 Background papers, appendices and other relevant material**

- 7.1 Revised Guidance issued under section 182 of the Licensing Act 2003 (April 2018) -  
[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705327/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018\\_.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705327/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf)
- 7.2 East Herts Statement of Licensing Policy 2021-2026  
<https://cdn-eastherts.onwebcurl.com/s3fs-public/2022-03/Statement%20of%20Licensing%20Policy%202021-26%20Mar%2022.pdf>  
  
East Herts Pool of Model Conditions 2021  
<https://eastherts.fra1.digitaloceanspaces.com/s3fs-public/2021-08/Pool%20of%20Model%20Conditions%202021%20%28accessible%29.pdf>

- 7.3 Appendix 'A' – Application for a New Premise Licence.
- 7.4 Appendix 'B' – Conditions proposed by Hertfordshire Police and agreed with the applicant.
- 7.5 Appendix 'C' – Representations against the application.
- 7.6 Appendix 'D' – Map showing location of the premises.

### **Contact Officer**

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### **Report Author**

Oliver Rawlings – Service Manager (Licensing & Enforcement)

[oliver.rawlings@eastherts.gov.uk](mailto:oliver.rawlings@eastherts.gov.uk)



\* required information

**Section 1 of 21**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Other telephone number

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

Is your business registered in the UK with Companies House?  Yes  No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

VAT number

Legal status

If your business is registered, use its registered name.  
 Put "none" if you are not registered for VAT.

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 21**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

**Section 3 of 21**

**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

**Confirm The Following**

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

**Section 4 of 21**

**NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)



Continued from previous page...

PLC

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /   
dd mm yyyy

\* Nationality  [Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

**Section 5 of 21**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of 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.

The application is for a retail store, that will sell a selection of premium Beers, Spirits, Wine and accessories. Sampling of product will happen in store, as well as occasional planned tastings.

**Continued from previous page...**

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

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes  No

**Standard Days And Timings**

Continued from previous page...

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors       Outdoors       Both

Where taking place in a building or other  
structure tick as appropriate. Indoors may  
include a tent.

State 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.

We would like permission to play background music in the store, for atmosphere.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

*Continued from previous page...*

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

We would like to open at 8am on Christmas Eve and New Year's Eve

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes  No

**Section 13 of 21**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

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.

Continued from previous page...

WEDNESDAY

Start  End

Start  End

THURSDAY

Start  End

Start  End

FRIDAY

Start  End

Start  End

SATURDAY

Start  End

Start  End

SUNDAY

Start  End

Start  End

Will the sale of alcohol be for consumption:

- On the premises     Off the premises     Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

We would like to open at 8am on Christmas Eve and NEW year's Eve

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

*Continued from previous page...*

**Name**

First name

Family name

Date of birth  /  /   
dd mm yyyy

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number  
(if known)

Issuing licensing authority  
(if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 21**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

Continued from previous page...

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

We would like to start at 8am on Christmas Eve and New Year's Eve.

*Continued from previous page...*

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Adnams is a well respected producer of premium beer and spirits, with a brand reputation for quality, sustainability and social governance. In our 150 years history, we have behaved responsibly towards the making and consumption of alcohol. We have never recorded any licensing issues.

b) The prevention of crime and disorder

We will install CCTV.  
Full training will be provided to all the team.  
A record of sale refusals will be kept.

c) Public safety

A full risk assessment, including fire risk will be carried out. We will have first aid trained staff members and an easily accessible first aid kit.

d) The prevention of public nuisance

Our bins will be safely stored at the back and emptied regularly.

e) The protection of children from harm

We will run challenge 25 to protect children from the harmful effects of alcohol. Sale of alcohol will only be permitted to people that look under 25 if they produce a valid ID that shows their age over 18 years old. The recorded music will not have any inappropriate words.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**



*Continued from previous page...*

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

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

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

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

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

### **Documents which demonstrate entitlement to work in the UK**

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

**Continued from previous page...**

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

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

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

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

***Continued from previous page...***

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

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

**Home Office online right to work checking service**

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

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

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

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

**Section 20 of 21**

**NOTES ON REGULATED ENTERTAINMENT**

**Continued from previous page...**

In terms of specific **regulated entertainments** please note that:

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

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**PAYMENT DETAILS**

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Fees for all Licensing Act 2003 permissions have been set by central government. The fees are based on the non-domestic rateable value of the premises. These are divided into 5 bands: band a NDRV £0 - £4300, fee = £100 band b NDRV £4,301 - £33,000, fee = £190 band c NDRV £33,001 - £87,000, fee = £315 band d NDRV £87,000 - £125,000, fee = £450 band e NDRV £125,001 and over, fee = £635

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00\*

Band E - £125001 and over £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment only at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

\* Fee amount (£)

190.00

Continued from previous page...

## ATTACHMENTS

### AUTHORITY POSTAL ADDRESS

#### Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

### DECLARATION

\* [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15)

\* The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Once you're finished you need to do the following:

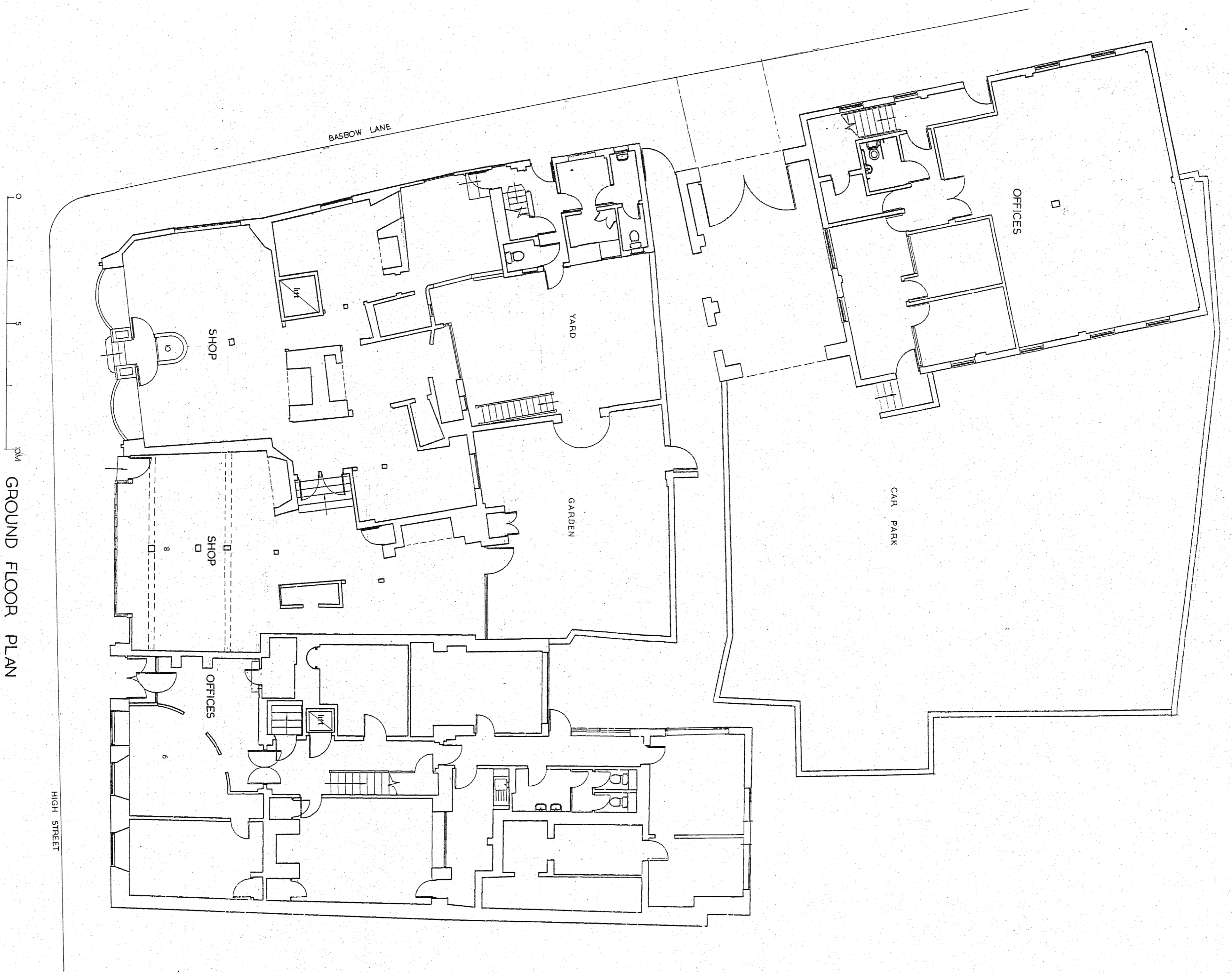
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/east-hertfordshire/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

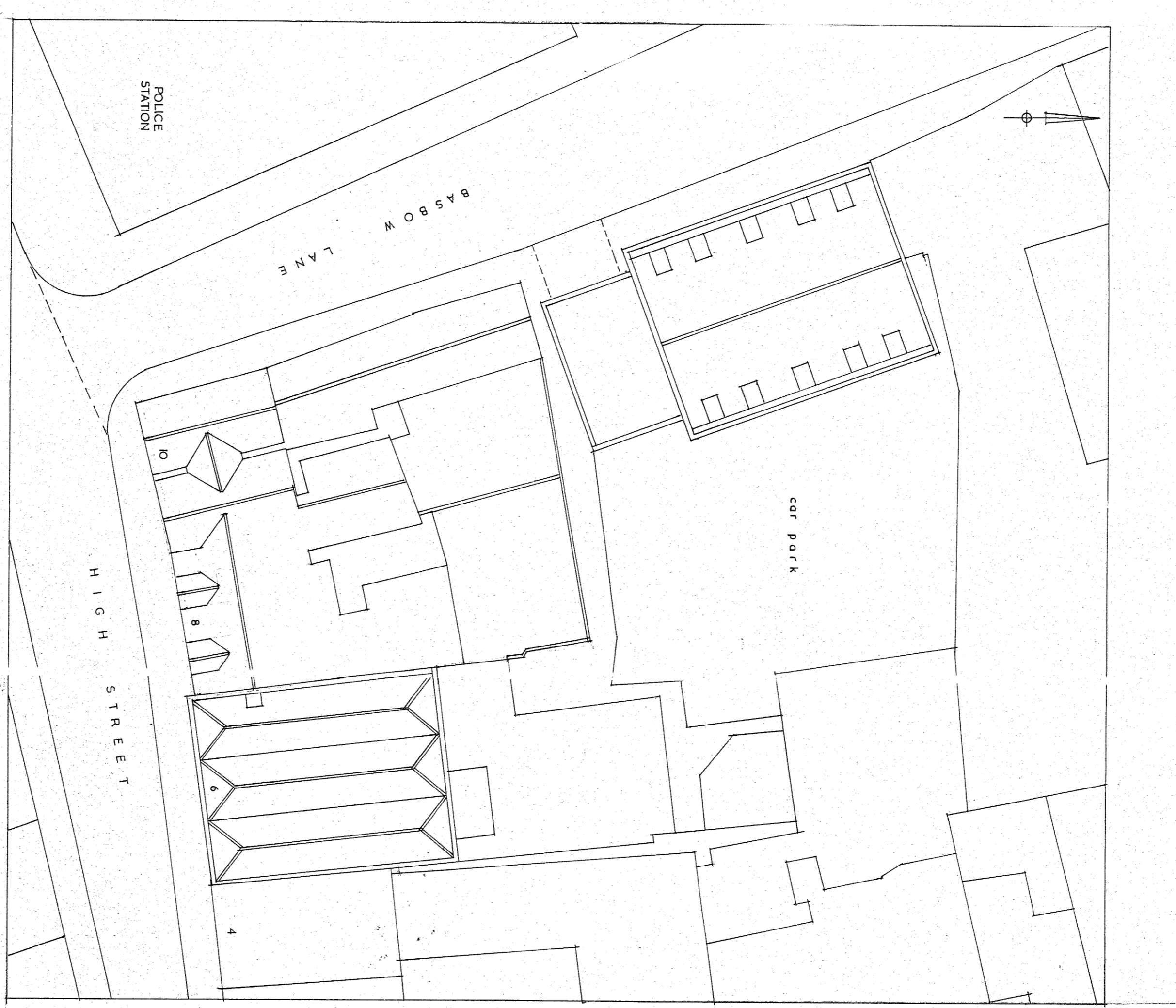
*Continued from previous page...*

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

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



GROUND FLOOR PLAN



BLOCK PLAN 1:200

<b>ARCHITECT</b>	
ANDREW KELLOCK ARCHITECTS	
THE OLD WHITE HART OSNEY MEADOWS OXFORD OX2 0EL TEL: 01865 207410	
<b>CLIENT</b>	
6-12 HIGH STREET BISHOPS STOETROD HERTS SG23 2LU	
<b>DATE</b>	
04/13	
<b>SCALE</b>	
1:100 /	
<b>NO</b>	
346	
<b>REVISED</b>	
P1	
<b>DATE</b>	
AS EXISTING	
<b>PROJECT</b>	
GROUND FLOOR PLAN BLOCK PLAN	
AS EXISTING	



### **ADNAMS AGREED CONDITIONS**

1. The primary purpose of the premises is a retail store, that will sell a selection of premium beers, spirits and wine. Sampling of product will happen in store, as well as occasional planned tastings.
2. A digital closed circuit television (CCTV) system to be installed internally ensuring the following:-
  - a. It is maintained in good working order and faults are repaired without delay
  - b. All entry and exit points must be covered to enable frontal identification of every person entering the premises in any light condition
  - c. The CCTV system shall continually record whilst the premises is open for licensable activities and during times when customers remain on the premises.
  - d. The CCTV shall cover clearly any area where alcohol is on display
  - e. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
  - f. A staff member from the premises who is knowledgeable with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public and this staff member must be able to show and supply if requested a Police or authorised office recent data or footage with the absolute minimum of delay when requested.
3. The age verification policy operated at the premises shall be "Challenge 25". This means that whilst alcohol may be sold to persons aged 18 years or over, any person who appears under 25 years of age shall be required to provide proof of age using an acceptable form of ID. Notices advertising that the premises operate a "Challenge 25" scheme shall be displayed in a clear and prominent position at the premises entrance(s)/and inside at the premises serving area and the website. The only forms of ID that may be accepted shall be a proof of age card bearing the PASS hologram logo:
  - a. Passport
  - b. UK photo driving licence
  - c. Military Card Id
4. DPS/PLH to ensure that all management and staff who are not personal licence holders are fully trained and briefed on the four licensing objectives and Challenge 25, operating procedures, drugs policies and child sexual exploitation and anti-social behaviour policies. Every 6 months these staff are to be given refresher training and this is to be documented in such a way that it can be given to an authorised officer on request. Staff should also sign and document confirming the training has taken place and the date.
5. DPS/PLH will ensure that the details of those persons that have been refused sale / delivery will be recorded in a refusals book, which will include date, time, name of

persons if known, delivery address (if applicable) and reason for refusal. The refusals book will be made available for inspection upon request within 24 hours for Police and Local Authority Licensing Officers.

6. An incident book shall be maintained to record any activity of a violent, criminal or anti-social nature and be available for inspection at all reasonable times by an authorised officer of relevant responsible authority, it should record the following details:-
  - Time and date and nature of the incident,
  - People involved
  - Action taken
  - Details of the person responsible for the management of the premises at the time of the incident.
7. The premise licence holder or Designated Premises Supervisor to ensure groups of people will not be allowed to gather/loiter outside the premises.
8. Customers shall not be permitted to remove from the premises, any open bottle for consumption or disposal outside the premises.

## OBJECTION TO APPLICATION

Dear Sirs

**Applicant Name:** Adnams PLC  
**Name of Premises:** Adnams  
**Postal Address:** 10 High Street  
Bishops Stortford  
Herts CM23 2LT

**RE: Premises Licence New Application**



**B/S 22/1189/PL**

I write to object to this application on several grounds. The application made by Adnams PLC on your notice and then by Solebay Brewery on the application.

There are a multitude of reasons that this application should be declined and I shall highlight them below:

As per your guidance:

“Representations may only be made on the grounds that the application would undermine one or more of the Licensing Objectives:

- crime and disorder
- public safety
- public nuisance
- protecting children from harm”

### **The application**

Is un welcome in a town where Alcohol is a major driver of anti-social behaviour and I object to it on the following grounds:

- crime and disorder

It is a national statistic that alcohol and crime have a direct correlation to each other. Unfortunately Bishops Stortford has one of the highest crime rates in the County. Specifically looking at the published statistics, antisocial behaviour is incredibly prevalent and is increasing. The sale of alcohol fuels this, especially when it is promoted to purchase and leave the premises to consume. In reality we know that shops that stock alcohol in this fashion promote loitering, theft, smoking and **antisocial behaviour**.

<https://crimerate.co.uk/hertfordshire/bishops-stortford>.

The police service in the County and the country as a whole is under resourced.

The Host night club and bar operate into the late hours of the evening, almost every night there is a gaggle of drunk, abusive, aggressive patrons walking up Windhill, dodging the oncoming traffic, lying on the road, having physical altercations till 4 in the morning.

Despite repeated calls for Host night club to be brought under control, nothing has happened. There were over 1000 complaints regarding the Host nightclub, without any action being taken.

The purchasing of alcohol to drink on and off the premises 2 meters from our home will draw these individuals further up Windhill, into a residential area.

We cannot be promoting this type of venue/shop/whatever it is purporting to be. Please look at the statistics on the link above.

I have no doubt that the existence of this new alcohol outlet would contribute to the already increasing crime rate in our area. We should be trying to reduce it and not increase it.

• public safety

Very much like the above, public safety and alcohol sale/consumption go hand in hand.

We have the obvious safety concerns with people drinking too much. We do however, also have specific issues with this venue.

1. Location – this venue is on the corner of two roads, which has a very narrow pavement. This is not safe as people who drink and come onto the road.
2. Deliveries. This venue will want to carry out deliveries. They should not be stopping in front of the building. It is a main road. And there is nowhere to stop on the side, unless it is done illegally. If they think that they will deliver to the rear of the building, is. We can not have lorries and pallets and kegs of beer being moved around for noise and for the physical safety of my family.
3. This above also rings true in terms of rubbish, bins and bottles. The application says they will use the bins behind the premises, with respect, they shall not use large bins right in front of my door where I have 4 young daughters living. The premises will not have unlimited access for refuse collection from the back. The bins are cleared once every two weeks and there is no space for a second bin.

• public nuisance

1. Noise from the venue – physical noise of deliveries. Musical noise. I do not see any reason why there should be music in a “shop” in a listed building.
2. Smoking
3. Deliveries
4. Blocking access to other services

• protecting children from harm

This as you are aware is an extremely important policy. We are not only talking about protecting children from harm of the alcohol and the sale of it and consumption. We are talking about the wider issues here.

Children of this age living right above this place have the right to live in safety and in peace. To not fear for their safety or their health. To be able to sleep when they need to and not be disturbed.

If this place is to be allowed to open our children shall suffer the following:

1. Noise pollution with an increased footfall of people to the area.
2. Smoke inhalation from people smoking downstairs outside the venue or near it.
3. Direct safety fears of delivery trucks and vans delivering large heavy items which are usually thrown into venues and cellars.
4. Blocking their access to and from their home
5. Disruption due to the noise of deliveries.
6. Disruption due to the noise of the music at the venue – this is a listed building.
7. The time until which this place would be open shall not allow them to sleep. Then there is the clear up and closing down as well as the bins.

**Conclusion**

**It is our submission that for all of the reasons above that this license application is rejected. This should not be coming to our doorstep. The impact it will have on the area is nothing but negative. The impact it will have on our children is not acceptable.**

**If this is set for a hearing I want to be informed.**

My opinion is that it should be clear enough to the Council that there is great harm here and it shouldn't even get to that stage. Pleas keep me informed.

Signed:

HIGH STREET  
BARNOL - UTRE FORD, CM23

✓

✓

NAME:

EMAIL:

REASON FOR

OBJECTION:

SIGNATURE:

Page 62

As a resident of Rainbow Lane, I am particularly concerned given the current situation, fuelled by the consumption of alcohol in the area by establishments,

that adding another shop/bar (10 High Street) will further compound the matter & cause even more distress to myself, father, mother & children in the vicinity. I have witnessed unpleasant incidents, which have required police

14.09.22

attendance/engagement. I would appreciate an initial conversation followed by a formal meeting, whereby I can be much more specific on the reasons for my objection.

I am a resident who is most concerned about the opening of the off licence. I object on the grounds of 'public nuisance' - 'crime and disorder'.

14/09/22

It is inevitable that noise and disturbance would issue beyond the shop into surrounding roads and the mews.

High Street  
Bishop's Hospital

As a long standing resident of Bishop's Hospital High Street, I strongly object to the opening of an off licence at 10 High Street on the grounds of public safety, keeping children free from

14.09.22

Public safety

Crime and disorder -

Increased sale of alcohol with easier access to it will in my opinion cause more anti social behaviour and crime due to its central location.

Protecting children from harm. Our daughters are already affected by the increase in violence & anti-social behaviour caused by the over-selling of alcohol at home. This will be exacerbated

by the further sale of alcohol at this establishment. Further more the delivring of pallets to the front & rear of the shop will affect my daughter (9mth old) ability to sleep & play (9 year old, 5y/10, 7y/10) safely & in peace.

Public Safety, crime & disorder.

-> Increase of alcohol sales

-> Late night noise & drunk behaviours not suitable for children

- Protecting children from harm

-> Having a 2yo, it's not pleasant to have a bar next to our home. It will also increase the

Late noise and movement outside our home

OBJECTION.

Crime + disorder  
Public Safety  
Public nuisance  
Protecting children from harm

Same As Above!!

Public safety - the  
foot path is too narrow to  
safely manage deliveries  
& pedestrian traffic

There are so many more  
appropriate properties  
in town - this will be a  
public nuisance.

crime & disorder  
- Public safety  
- protecting children from harm  
- Public nuisance.

Public nuisance - Its already  
increased trouble from other near by  
premises and I feel it would feel  
this to be progressively worse for  
the town + residents safety.



OBJECTION:

Lorries parking along narrow + busy streets + pavements. Danger for pedestrians. Increase of anti-social behaviour in residential area

**WITHDRAWN**

Increase of public nuisance and anti-social behaviour.

There are narrow streets and extra deliveries and it makes for a very dangerous walk with the children to school. Also concerns of anti-social behaviour.

Increase sale of alcohol  
increase anti social behavior

increase anti social behavior, increased traffic on already affected area, children safety, public safety

public safety  
noise considerations  
Public nuisance.

Noise + Anti social  
behaviour.  
already have noise + behaviour from flat

noise consideration,  
anti social behaviour

**WITHDRAWN**

Noise, anti social behaviour, trouble  
taking up the road with deliveries

OBJECTION:

Safety issues with the narrow pavements.  
We don't need more lorries parking on the double yellow lines.

Public nuisance of noise and anti-social behaviour so close to residential property. Increased deliveries of lorries can be dangerous for children.

Public safety, it disrupts residence's daily life and crime associated with anti-social behaviour

Public safety a very narrow road already for deliveries. Public nuisance with drunk members of the public.

Public safety. Noise. Parking on double yellows. Blocking pedestrian areas.

Public safety. Narrow pavements. Noise issues + deliveries.

Public nuisance  
Crime + disorder

Public safety  
(delivery trucks will stop children  
being able to walk safely on the  
pavement)

Public safety. Noise considerations.

Public safety. Noise!

Public safety.

Public safety

OBJECTION:

Public safety      Protecting Children  
Public Nuisance      from harm  
Crime + disorder

# WITHDRAWN

- Crime + Disorder
- Public Safety.
- Protecting children

- Noise
- not suitable for welfare of children -
- crime in area

- public Safety

- Excess of buildings of this use already in the town
- Excess disturbance, noise etc.

NAME:

EMAIL:

OBJECTION:

SIGNATURE:

THE TOWN CENTRES DOSS NOT NEED ANOTHER  
DRINKING ESTABLISHMENT:  
CRIME & DISORDER, PUBLIC NUISANCE

crime and disorder  
public nuisance

~~increas~~  
Increased noise  
crime increase  
protect children

noise

Noise & no requirement for  
another pub.

Noise .

Not required  
Pub

7. The time until which this place would be open shall not allow them to sleep. Then there is the clear up and closing down as well as the bins.

#### Conclusion

It is our submission that for all of the reasons above that this license application is rejected. This should not be coming to our doorstep. The impact it will have on the area is nothing but negative. The impact it will have on our children is not acceptable.

If this is set for a hearing I want to be informed.

My opinion is that it should be clear enough to the Council that there is great harm here and it shouldn't even get to that stage. Please keep me informed.

I object on the grounds of the public nuisance this will cause. We already have many pubs in B/S and don't see the need for more.

Signed

14 September 2022

7. The time until which this place would be open shall not allow them to sleep. Then there is the clear up and closing down as well as the bins.

#### Conclusion

It is our submission that for all of the reasons above that this license application is rejected. This should not be coming to our doorstep. The impact it will have on the area is nothing but negative. The impact it will have on our children is not acceptable.

If this is set for a hearing I want to be informed.

My opinion is that it should be clear enough to the Council that there is great harm here and it shouldn't even get to that stage. Please keep me informed.

I object on the grounds of crime and disorder and the likelihood that this outlet would increase the crime rate in the locality.

Signed:

14<sup>th</sup> September 2022



Name	E-mail	Objection	Signature
		Public Safety	
		Protecting children from harm	
		Public safety	

From:  
Sent: 20 September 2022 21:41  
To: Housing & Health Services - Community Protection  
Subject: [External] Re Adnams BS 22/1189/PL

Please accept this as yesterday was a bank holiday.

Applicant Name: Adnams PLC  
Name of Premises: Adnams  
10 High Street  
Bishops Stortford  
Herts, CM23 2LT

Re: Premises Licence New Application/ B/S 22/1189/PL

I write to object to the application on the grounds of protecting children from upset and disruption.

As one of the senior teachers at a local Primary School, I am gravely concerned by the application outlined above. I am a teacher for the older children who live above the proposed premises. The children have needed support from school staff due to the alcohol and drug fuelled incidents on the High Street / Windhill. The children are experiencing increased anxiety including nightmares. It is in my professional opinion, incredibly detrimental to the health and well being of the children for a further alcohol establishment to be opened beneath their house, which will only further fuel the vicious cycle of anti-social behaviour in Bishops Stortford. They are a young family, with enough already on the doorstep of their home without introducing another place to create hotspots for issues and increased noise.

It is highly irresponsible to even consider this application, which I object to it in the strongest manner.

As a mother of teenage girls, I won't allow my children to walk in Bishops Stortford at night given the increasing anti-social behaviour and violence fuelled by alcohol and drugs.

Regards

From:

Sent: 21 September 2022 18:31

To: Housing & Health Services - Community Protection

Subject: [External] Premises License - Objection

Applicant: Adnams PLC

Name of premises: Adnams

Postal Address: 10 High Street, Bishops Stortford, Hertz, CM23 2LT

Dear Sir/Madame

I live in the Jacobean property (10 High Street) directly adjacent to the premises for which the licensing application is being made. As such I will be directly affected by any noise from the shop below.

I understand the intended use is as an Adnams shop (similar to the one in Saffron Walden) selling beers & wines, gifts and kitchenware. Assuming that is correct, I think it will be a good fit with the building/surroundings.

My request is that the license (1) limits the sale of alcohol to 'normal shop hours', to completely remove by biggest concern, which is the premises being used as a bar. I would also like you to consider (2) removing the ability for music to be played. This will almost certainly be audible in my property, and I do not see why it is necessary in a retail shop, i.e. removing music will take nothing away from the shop, but will be a huge benefit to me. All the local residents already suffer from the late night music played almost nightly at Host. I clearly do not want any opportunity (however small) for this to become a feature at 10 High Street.

Many thanks and best regards

High Street

Basbow Lane  
Bishop's Stortford  
Hertfordshire  
CM23

E-mail:  
Tel:

Licensing Authority  
East Herts Council  
Wallfields  
Pegs Lane  
Hertford  
SG13 8EQ

5 September 2022

OBJECTIONS TO LICENSING APPLICATION  
22/1189/PL-SOLE BAY BREWERY  
10 High Street Bishop's Stortford CM23 2LT (ADNAMS PLC)

We write as the owner/occupiers of [redacted] Basbow Lane CM23 2TW being three apartments,

The proposed licence for alcohol and music to be provided in the listed building at 10 High Street is objected on the following grounds:

1. 10 High Street is within a highly residential area, situated on a very narrow, busy road. It is also only a few yards from the George Hotel and Host restaurant, the latter already selling alcohol and providing loud music which we can hear from our flats. There have been many occasions of drunken behaviour, spilling into Basbow Lane and into the carriageway of High Street. We consider we already have a public nuisance from the current drinks' cans and glasses which also make their way into Basbow Lane. We would also point out that people have used the walkway between Tees House and the High Street residential and commercial properties in order to relieve themselves.
2. Residents of [redacted] are already subjected to drunken behaviour, the ground floor apartment having the doorbell rung late at night and early morning. Cars parked outside [redacted] and the side of 10 High Street in Basbow Lane have been 'keyed' we understand. As there is not always lighting in Basbow Lane, our cameras do not pick up clearly any disturbances.
3. We would suggest that more alcohol sales to any clientele of the proposed change of use at 10 High Street would encourage even further nuisance and possibly criminal behaviour.
4. There are several very young children in properties behind and next to 10 High Street, which, currently, has a rear entrance and courtyard, being no doubt the proposed area for recycling of bottles and cans. This area shares bin storage with 2 residential properties at 8A and 10A High Street. The restaurants in North Street use their recycling bins at around 11pm and 7am, only yards from the Basbow Lane flats.

**OBJECTION TO LICENSING APPLICATION 22/1189/PL – SOLE BAY BREWERY**

In conclusion, the residents of \_\_\_\_\_ wish to register their very strong objection to the proposed change of use at 10 High Street.

Signed by:

Dated 5 September 2022

## Appendix D – Location plan

