



Please ask for Brian Offiler
Direct Line: 01246 345229
Email committee.services@chesterfield.gov.uk

The Chair and Members of Licensing
Committee - Group 2

Councillors Bellamy, Derbyshire,
Brady, Brown, Peter Innes,
Redihough

28 June 2016

Dear Councillor,

Please attend a meeting of the LICENSING COMMITTEE - GROUP 2 to be held on WEDNESDAY, 6 JULY 2016 at 1.30 pm in the Council Chamber, Town Hall, Chesterfield, S40 1LP, the agenda for which is set out below.

AGENDA

Part 1 (Public Information)

1. Declarations of Members' and Officers' Interests relating to items on the agenda
2. Apologies for Absence
3. Minutes (Pages 3 - 4)

Minutes of the Meeting of the Licensing Committee held on 20 April, 2016.

4. Application for a New Premises Licence by Craig Botham, in respect of Brampton Rovers, Newbold Back Lane, Chesterfield, Derbyshire, S40 4RW. (LC170) (Pages 5 - 116)

Yours sincerely,

A handwritten signature in black ink, appearing to be 'Randy', written in a cursive style.

Local Government and Regulatory Law Manager and Monitoring Officer

LICENSING COMMITTEE RECORD OF DECISIONS

Date of Hearing and Determination:	Wednesday, 20th April, 2016
Members Present:	Councillor Bellamy (Chair) Flood (Vice-Chair) Rayner Derbyshire Bingham
Apologies:	Councillor D Collins

Declarations of Interest:	<p>Councillor Bingham declared an interest as the application was within his ward and the applicant was known to him. Councillor Bingham left the meeting prior to consideration of the application.</p> <p>Councillor Derbyshire declared an interest as the application was within her ward. Councillor Derbyshire left the meeting prior to consideration of the application.</p>
Name:	(see above)
Nature:	(see above)
Minutes:	Minutes of Licensing Committee Meeting held on 2 March, 2016 signed by the Chair as a correct record.
Minute No:	13 (15/16)
Subject:	Application for a New Premises Licence by Jeanette Smith and Anthony Jackson in respect of The Miner's Arms, 1 Bamford Street, New Whittington, S43 2BA. (LC170)
Meeting in Public Private	Private
Name of Applicant:	Jeanette Smith and Anthony Jackson
Applicant's Representatives:	-
Responsible Authorities who made Representations:	Sgt N Booth, Derbyshire Police PC G Holden, Derbyshire Police Mr T Durham, Licensing Manager, Chesterfield Borough Council
Premises Licence Holder	-

Interested Parties who made Representations:	-
Record of Decision	<p>* That the application for or a New Premises Licence in respect of The Miner's Arms, 1 Bamford Street, New Whittington, S43 2BA be refused for the following reason:</p> <p>The Committee considered, having had regard to the representations made by the Police, the Licensing Authority and local residents, that the applicants had not demonstrated adequate competence to put in place sufficient controls and properly manage them, to ensure the promotion of the licensing objectives relating to the prevention of crime and disorder or ensuring public safety.</p>
Signed as a correct record:	
Date:	

For publication

Application for a New Premises Licence by Craig Botham, in respect of Brampton Rovers, Newbold Back Lane, Chesterfield, Derbyshire, S40 4RW. (LC170)

Meeting: Licensing Committee

Date: Wednesday 6th July 2016

Cabinet portfolio: Health and Wellbeing

Report by: Mick Bargh, Licensing Enforcement Officer

For publication

1.0 Purpose of report

- 1.1 For Members to determine the application made by Craig Botham on behalf of Brampton Rovers Holdings Limited for a new premises licence in respect of Brampton Rovers, Newbold Back Lane, Chesterfield, Derbyshire, S40 4RW.
- 1.2 Because relevant representations have been made and not withdrawn, the application cannot be granted or refused under officer delegated authority.

2.0 Recommendations

- 2.1 That the Committee determine whether the application for a new Premises Licence made by Mr Craig Botham, c/o 17 Bank Wood Close, Newbold, Chesterfield, Derbyshire, S41 8XQ be heard before committee at this time due to alleged irregularity regarding provision of notices around the site. (A solicitor's letter is included at appendix 6 which raises issue with the provision of notices).

2.2 That if so heard, the Committee determine whether this licence application be

- Granted
- granted with conditions
- or refused.

2.3 Copies of the Application Form, Location Plan and Noise Management Plan are attached to this report at Appendix 1.

3.0 **Report Details.**

3.1 The premise is a single storey club house on a large playing field incorporating football pitches. There are existing residential properties adjacent to this location and also an open area which was previously the site of Newbold Community School.

This open area has now been identified for development as further residential housing.

3.2 The Brampton Rovers site is owned by Derbyshire County Council and leased to the football club.
Chesterfield Borough Council holds the freehold for the site and the adjacent cleared school site.

When Derbyshire County Council became aware of the application they wrote to the football club identifying that permission had not been sought for the premises licence application. The letter further identified that activities reasonably expected to arise from the application could lead to a breach of the lease conditions, specifically around clause 5.8 relating to use of the site and nuisance thereon:-

- Section 5.8.1 refers to the premises being used only for recreational and sporting purposes of a non-profit making nature.
- Section 5.8.2 refers to tenants of the premises avoiding activity that might result in nuisance or disturbance.

3.3 A copy of the letter from Derbyshire County Council which includes a site plan is attached at Appendix 2.

At the time of writing, the club and Council have engaged in discussion regarding the lease but no conclusions have been reached.

The situation is not currently being progressed further, pending the result of the Licensing Committee hearing this application.

3.4 The application received in Licensing on 17th May 2016 was for a Premises Licence which included the entire site (clubhouse and sports fields) and sought multiple activities including:-

- provision of films and plays, indoor sporting events, live music, recorded music and dance between 08.00 hours – 02.00 hours Monday to Sunday
- Supply of alcohol on and off the premises between 10.00 hours – 02.00 hours Monday to Sunday
- Late night refreshment between 23.00 hours - 03.00 hours Monday to Sunday.
- Opening hours of the premises from 08.00 hours – 03.00 hours.

The application also sought extended non-standard timings of

- 1000 to 1000 hours for alcohol
- 0800 to 0600 hours for recorded music
- opening hours of 0800 to 0800 hours

in respect of for televised sporting events and UK public holidays

- and 2300 to 0500 hours for late night refreshment

in respect of televised sporting events, UK public holidays and after floodlit evening matches.

3.5 Due to the representations made, primarily by residents in relation to noise issues and nuisance, and in discussion with Miss Marriott, Licensing Officer, the applicant has sent an e-mail to the Licensing department offering to amend the application as below:-

- A reduction in the terminal hour for music and alcohol sales to midnight from Sunday to Thursday and 1am on Friday and Saturday.
- A reduction in the terminal opening hour of the premises to 12.30 am from Sunday to Thursday and 1.30 am on Friday and Saturday.
- A removal of the non-standard timings application.

A further conversation took place between the applicant and Miss Marriott in relation to the scope of the original application which sought a licence for the entire sports ground.

To address the concerns raised by residents the applicant stated an intention to reduce the licensed area to a 60 metre radius from the club house. This proposal has not been received in a written format at the time of writing this report.

- 3.6 Applications for a new Premises Licence are required to be advertised by way of site notice displayed at the premises, an advert in the local press, and copies of the application submitted to all Responsible Authorities.

Licensing enforcement staff had been directed to attend the premises on 20th May 2016 to check the notice content and no issues were reported.

Concerns were subsequently raised that the notices were not displayed at locations every 50 metres along the perimeter of the premises, in accordance with the Licensing Act 2003.

The applicant stated that notices were displayed around the perimeter of the premises, especially along the footpath at the side of the playing field.

The applicant was advised on Thursday 9th June 2016 to display additional notices around the perimeter, in response to that concern raised by an interested business party.

This was not carried out by the applicant as he was unsure whether the application was going ahead due to the receipt of objections from residents.

When licensing enforcement staff carried out a further inspection of the premises on 14th June 2016 there were no notices displayed on the perimeter which runs parallel to the footpath, although there was no information to refute the applicant's claims that they had been there previously.

The details of the application appear to be well known in the locality, evidenced by the number of representations submitted to the Council.

Consequently the Licensing Authority was reluctant to reject the application based on the lack of additional notices being displayed, when it was apparent that news of the application had reached a broad audience.

- 3.7 The statutory deadline for objections was 14th June 2016 but the advertisement submitted by the applicant states that any objections need to be submitted to the Council by 15th June 2016. The deadline date for objections was therefore extended to 15th June 2016.

Responsible Authorities and Interested Parties are entitled to make representations to the Licensing Authority provided they are relevant.

20 objections were received between 8th June – 15th June 2016 from local residents and interested parties in relation to one or more of the licensing objectives which are:-

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

No representations were received from the Responsible Authorities.

The letters of representation are shown at Appendices numbered 3 to 21.

- 3.8 The representations received regarding this application predominantly express concerns over:-
- Excessive proposed hours of operation
 - Excessive non-standard timings
 - Inappropriate / excessive external licensable activities
 - Deficient noise management plan and noise nuisance
 - Disorderly behaviour and criminal damage offences
 - An increase in traffic and parking issues

And to a lesser degree expressing concerns over:-

- Devaluation of nearby properties and land
- An increase in the local use of controlled drugs
- Lack of public notification
- The ability to properly supervise the entire proposed licence area.

3.9 As part of the application process the applicant is required to describe in the operating schedule the additional steps that are intended to be taken in order to promote the licensing objectives for the new premises licence that has been requested.

3.10 These volunteered proposed steps will under the Licensing Act 2003 be attached to the premises licence as conditions which must be complied with. These are set out in section 18 of the application form

4.0 **Options**

4.1 When carrying out its licensing functions, the Licensing Authority must do so with a view to promoting the 4 licensing objectives and also with regard to its Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Licensing Act 2003.

4.2 The Licensing Committee may decide not to hear the application or to determine it by granting the application as requested, granting it subject to conditions, or refusing the application.

4.3 Where either the applicant or a person who made relevant representations is aggrieved by the decision of the Licensing Authority, appeal is to the Magistrates' Court.

5.0 **Recommendations**

5.1 That the Committee determine whether the application for a new Premises Licence made by Mr Craig Botham, c/o 17 Bank Wood Close, Newbold, Chesterfield, Derbyshire, S41 8XQ be heard before committee at this time due to alleged irregularity regarding provision of notices around the site.

- 5.2 That if so heard, the Committee determine whether this licence application be
- Granted
 - granted with conditions
 - or refused.

LICENSING OFFICER

For more information on this report please contact the author,
Mick Bargh on 01246 345453, email mick.bargh@chesterfield.gov.uk

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Chesterfield
Application for a premises licence
Licensing Act 2003

For help contact
licensing@chesterfield.gov.uk
 Telephone: 01246 345345

* required information

Section 1 of 19

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	Not Currently In Use	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? <input type="radio"/> Yes <input checked="" type="radio"/> 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	Craig	
* Family name	Botham	
* E-mail	craigbotham@sky.com	
Main telephone number	07973105556	Include country code.
Other telephone number	07831292055	
<input type="checkbox"/> 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?	<input checked="" type="radio"/> Yes <input type="radio"/> No	
* Registration number	9727953	
* Business name	Brampton Rovers Holdings Limited	If your business is registered, use its registered name.
* VAT number	- none	Put "none" if you are not registered for VAT.
* Legal status	Private Limited Company	

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 19

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 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company
- ☐ A partnership
- ☐ An unincorporated association
- ☐ 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
- ☐ Other (for example a statutory corporation)

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 19

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...

Limited company

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

[Add another applicant](#)

Section 5 of 19

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.

This is a new clubhouse used by Brampton Rovers junior football club. The building consists of x2 changing rooms, x2 referee rooms, x9 toilets and a kitchen with function room attached. We have 5 football pitches to the side and in front of the clubhouse ranging from U7's to U18's football. There is netting around the clubhouse which will allow people to sit outside the immediate vicinity of the clubhouse without danger of flying balls.

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

☒ Yes ☐ No

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

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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End

Will the performance of a play 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.

Continued from previous page...

State any seasonal variations for performing plays

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 performance of a play 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.

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

☒ Yes ☐ No

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

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THURSDAY

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FRIDAY

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SATURDAY

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Will the exhibition of films 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.

State any seasonal variations for the exhibition of film

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 exhibition of film 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.

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

☒ Yes ☐ No

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.

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TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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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.

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State any seasonal variations for indoor sporting events

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

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Non-standard timings. Where the premises will be used for indoor sporting events 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.

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Continued from previous page...

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

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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

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SUNDAY

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Will the performance of live music take place indoors or outdoors or both?

☐ Indoors ☐ Outdoor ☒ Both

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

Continued from previous page...

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.

State any seasonal variations for the performance of live music

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 performance of live 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.

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

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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

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FRIDAY

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SATURDAY

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SUNDAY

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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.

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.

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.

During the broadcasting of live televised sporting events and/or recognised UK Bank Holidays the hours will be from 0800 to 0600

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

☒ Yes ☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

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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

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SUNDAY

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Will the performance of dance 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.

State any seasonal variations for the performance of dance

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 performance of dance 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.

Section 13 of 19

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

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

☐ Yes ☒ No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

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

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Continued from previous page...

SATURDAY

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Will the provision of late night refreshment 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.

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 late night refreshments 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.

During the broadcasting of live televised sporting events and/or on recognised UK Bank Holidays and/or after floodlit evening matches the hours will be from 2300 to 0500

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ 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

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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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

Continued from previous page...

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

During televised sporting events and/or recognised UK Public Holidays the hours will be from 1000 to 1000

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

Name

First name

Family name

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 19

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

Continued from previous page...

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.

If films are exhibited admission of children will be restricted in accordance with recommendations given by a film classification body designated under Section 4 of the Video Recordings Act 1984 specified in the license (currently only the British Board of Film Classification - BBFC) by the licensing authority itself.

Section 17 of 19

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.

Continued from previous page...

--

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.

During televised sporting events and/or recognised UK Public Holidays the hours will be from 0800 to 0800

Section 18 of 19

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.

1. Knowledge of licensing laws 2. Ensure incidents are logged and available for inspection as necessary 3. Enrol in local Pubs/Clubs Watch Scheme 4. Demonstrate use of Challenge 25 Scheme 5. Drugs will not be admitted to premises 6. Log accidents in accident book 7. No open containers of alcohol allowed into premises or allowed to be taken from the premises

b) The prevention of crime and disorder

A record will be kept detailing any incidents or occasions when an alcohol sale is refused for any reason. Details will include the date and time of the occurrence, the product that was refused, a brief description of the person attempting to purchase and the name or other uniquely identifying number or initial of the member of staff involved in the refusal. The incidents and refusal records shall be made immediately available upon request by a police officer or an authorised person acting on behalf of a responsible authority as detailed within section 13 of the Licensing Act 2003

c) Public safety

1. A staff training procedure will be adopted to ensure that all staff are given regular training highlighting procedures regarding the sale of age restricted products, particularly the social and legal responsibilities of selling and supplying alcohol. Specific licensing offences regarding the supply of alcohol should be outlined and all staff should be made aware of their own personal responsibilities with regard to these offences. 2. Drinks served outdoors or served from the Clubhouse where it is known by the person dispensing the drinks that they will be taken outdoors may only be served in plastic and/or paper containers to prevent the risk of serious injury. On certain events, for instance where the service of alcohol would be ancillary to a substantial table meal, there will be a demonstrably lower risk to customers to the use of glass. These discretionary occasions can be effected with reasonable notice to the Police to allow a full review of any risk assessment.
--

d) The prevention of public nuisance

Notices will be displayed prominently on site reminding Clubhouse users to arrive and leave in a quiet and orderly manner. Assist in provision of contacts etc for taxi/travel arrangements where applicable. We have a Noise Management Plan compiled along with the Environmental Health Protection Team
--

Continued from previous page...

e) The protection of children from harm

All our football managers (most likely to be using clubhouse) have passed the child safeguarding course as per the FA

Any incidents to be logged and available for inspection

1. Full training is provided to staff on commencement of employment/Volunteers on the law relating to all age-restricted products sold and any system or procedures they are expected to follow in the course of dealing with these goods. Refresher training will be provided at regular intervals (at least 6 monthly).

Records detailing the training provided will be kept on the premises for production, on request, to an officer of a Responsible Authority. Records shall be retained on the premises for a minimum of 2 years.

2. The age verification policy applying to the premises is 'Challenge 25'; that means anyone attempting to purchase alcohol (or other min.18 restricted product) that appears under the age of 25 years will be asked to prove their age. Acceptable forms of identification will be a PASS-accredited proof of age card, photo driving license or passport. Failure to produce satisfactory proof of age will result in a refused sale.

Clear, prominent and unobstructed signage informing customers of the age verification policy in operation and the age restrictions on products, will be clearly displayed at:

- All entry points to the premises,
- Adjacent to the products, where displayed, and
- All points of sale.

3. A system of recording sales refused under the age verification policy will be operated at all times.

At least weekly, the Designated Premises Supervisor (or deputy, authorised in writing) will:

- Examine the record and compare it against the normal operating pattern for the premises
- Indicate any action required following that examination
- Sign off/endorse the record to indicate the above points have been carried out

The refusal record will be kept on the premises for production, on request, to an officer of a Responsible Authority. Records shall be retained on the premises for a minimum of 2 years.

Section 19 of 19

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.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

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

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£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 £125000	£900.00
Band E - £125001 and over	£1,905.00

Continued from previous page...

There is an exemption from the payment of fees in relation to the provision of regulated entertainment 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 30000-39999	£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 (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

☒ 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

* Capacity

* Date / /
dd mm yyyy

[Add another signatory](#)

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/chesterfield/apply-1> to upload this file and continue with your application.

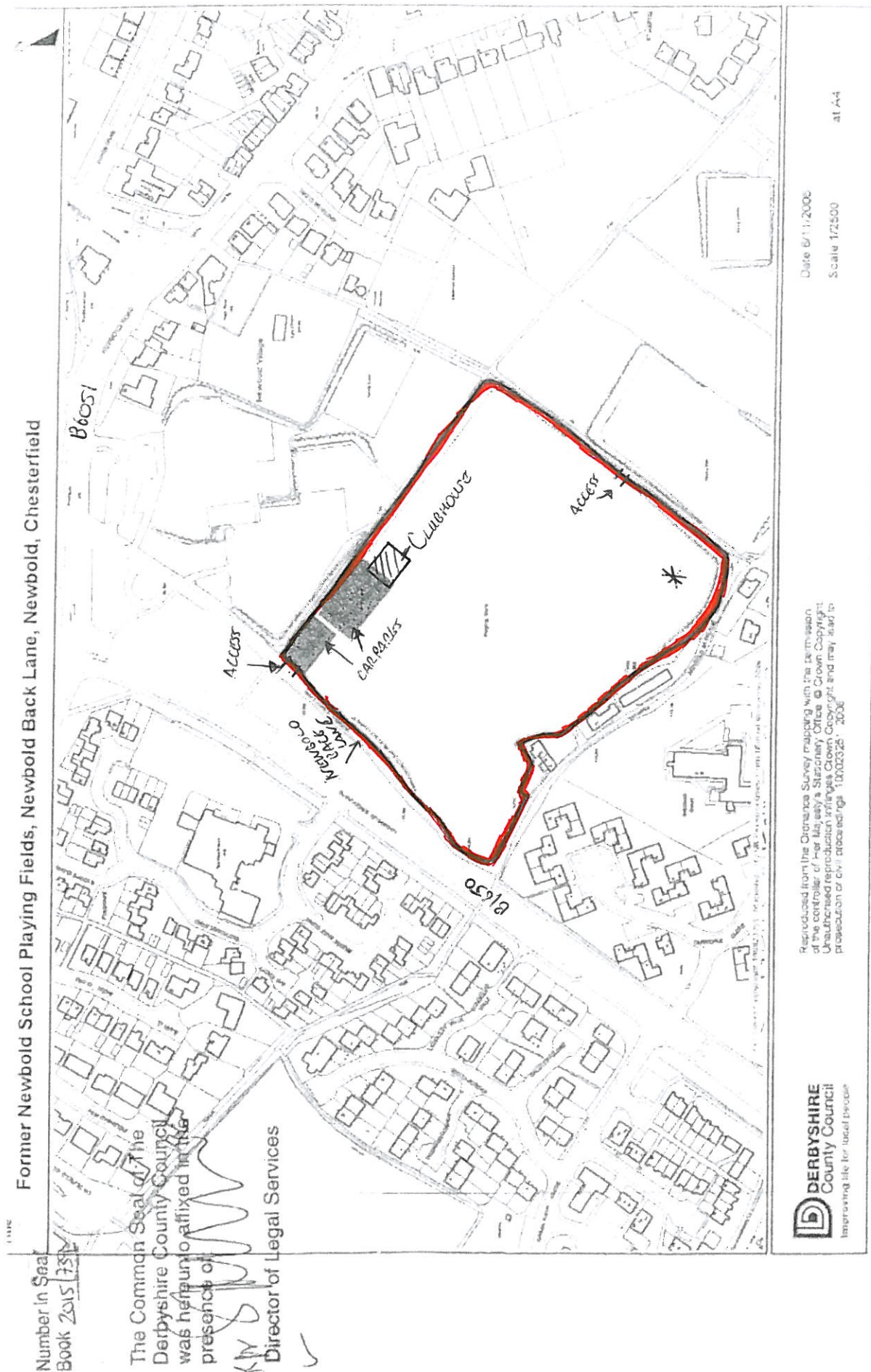
Don't forget to make sure you have all your supporting documentation to hand.

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

OFFICE USE ONLY

Applicant reference number	<input type="text"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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* Please note we apply for all licensable activities to take place within the red area as above - i.e. the whole premises and land.

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Noise Management Plan

A noise management plan is a proactive approach to noise control and will help the licensee or premises supervisor to assess the likely acoustic impacts associated with the premises. The noise management plan will outline the measures proposed to reduce or control any potential noise disturbances, and should be reviewed regularly in light of any alterations to the premises or any changes to the activities taking place on the site.

PART 1 – CONTACT DETAILS

1.1 Name of premises	BRAMPTON ROVERS AFC
1.2 Address of premises	NEWBOLD BACK LANE CHESTERFIELD S40 4RW
1.3 Name of licensee and/or premises supervisor	SEAN NEWTON
1.4 Contact telephone number	07814 225155
1.5 Email address	craigbotham@sky.com

PART 2 – ABOUT YOUR PREMISES

2.1 Where is the premises situated? <i>NOTE: Please tick which best describes the area surrounding the premises.</i>	Town Centre	
	Main Road	
	Residential street	
	Rural	✓
	Other (Specify)	

2.2 Approximately how close are the premises to the nearest residential properties?	Adjoining	
	Within 50m	
	Within 100m	
	Over 100m	✓

2.3 What are the opening hours of the premises?	Monday	0800 TO 0300
	Tuesday	0800 TO 0300
	Wednesday	0800 TO 0300
	Thursday	0800 TO 0300
	Friday	0800 TO 0300
	Saturday	0800 TO 0300
	Sunday	0800 TO 0300

* The clubhouse is unlikely to be open throughout the above hour. We have applied for the above hour to cover any eventuality.

PART 3 – SOURCES OF POTENTIAL NOISE DISTURBANCE

3.1 What type of regulated entertainment does the premises provide?	Jukebox	
	Disco	✓
	Karaoke	✓
	Live bands	✓
	Television / films	✓
	Other (specify)	

3.2 What policies and procedures are in place to control noise from regulated entertainment?	
<p>✓ Good management control</p> <p><i>NOTE: Include ideas such as keeping a site log book, responding pro-actively to noise complaints, monitoring noise at the site boundary, reducing the volume of live and recorded music, keeping windows and doors closed etc.</i></p>	<ul style="list-style-type: none"> - LOG BOOK WILL BE KEPT DETAILING ANY ISSUES AND HOW RESOLVED - IF OUTDOOR MUSIC PLAYED VOLUME WILL BE KEPT TO ACCEPTABLE LEVEL - NO SPEAKERS WILL BE MOUNTED ON EXTERNAL FACADE - NEIGHBOURS WILL BE NOTIFIED OF ANY OUTDOOR EVENTS GOING INTO THE NIGHT - WHERE POSSIBLE WINDOWS AND DOORS WILL BE KEPT CLOSED DURING PERIOD OF REGULATED ENTERTAINMENT

- PLAN WILL BE RECONSIDERED IF CHANGES TO ENVIRONMENT

<p>➤ Building structure and suitability</p> <p><i>NOTE: Include the results of any acoustic surveys or structural improvements to reduce noise breakout.</i></p>	<p>THIS IS A BRAND NEW BUILD</p>
--	----------------------------------

<p>3.3 What procedures are in place to control noise from outdoor events?</p> <p><i>NOTE: Provision of outdoor entertainment may require specific premises licensing conditions.</i></p>	<p>NEIGHBOURS (+?) WILL BE INFORMED AND KEPT IN TOUCH WITH IN RELATION TO ANY LOUD OUTDOOR EVENTS, AND CONSIDERATIONS TAKEN.</p> <p>VOLUMES WILL BE LOWER IF LATE.</p>
--	--

3.4 Does the premises provide any outdoor seating areas or smoking facilities?	Smoking shelter	X
	Beer garden	✓
	Canopy	X
	Children's play area	X
	Other (specify)	FOOTBALL PITCHES

3.5 If the premises do not provide specified outdoor smoking facilities, where do patrons go to smoke?	AREA AROUND BACK OF CLUBHOUSE, NO NEIGHBOURS WITHIN 250m.
3.6 What policies and procedures are in place to help control noise from outdoor seating and smoking areas? <i>NOTE: Consider restricting the hours of use, removing all outdoor speakers and erecting signs requesting consideration to neighbours.</i>	AREAS ARE ALL APPROXIMATELY 250m FROM NEIGHBOURS. SIGNS WILL BE POSTED REQUESTING RESPECT FOR NEIGHBOURS.

3.7 What day of the week and at what times do deliveries and collections take place?	Food deliveries	BROUGHT IN BY OURSELVES IN SMALL QUANTITIES. ANY DAY AFTER 0900 PRIOR TO 2000
	Beverage deliveries	SAME AS ABOVE
	Bottle collections	} ALL COUNCIL COLLECTED
	Waste collections	
	Recycling collections	

<p>3.8 What policies and procedures are in place to prevent collections and deliveries causing a nuisance to local residents?</p> <p><i>NOTE: Ideally deliveries should be between the hours 8am and 5pm Monday to Saturday. (not on Sunday).</i></p>	<p>ANY DELIVERIES ARE NOT BIG TRADE NOR COLLECTIONS.</p> <p>BOTTLE BINS WILL NOT BE EMPTIED UNTIL NEXT DAY BETWEEN 0800 AND 1700 TO ALLEVIATE NOISE</p> <p>RUBBISH COLLECTED BY COUNCIL</p>
---	---

<p>3.9 What plant and equipment are in use on the premises?</p> <p><i>NOTE: All plant and extraction equipment should be installed by a qualified ventilation engineer and serviced regularly.</i></p>	Air conditioning	X
	Kitchen extraction equipment	NOT COMMERCIAL GRADE.
	Beer chilling equipment	X
	Other (specify)	X

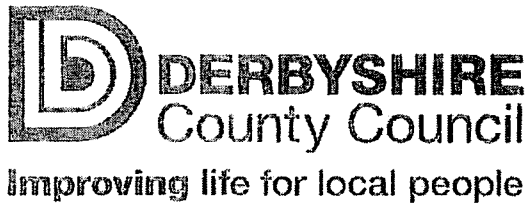
<p>3.10 Are there any procedures in place to control noise from use of car parks?</p> <p><i>NOTE: Include ideas to reduce noise from patrons leaving the premises, taxis sounding horns etc.</i></p>	<p>SIGNS TO BE POSTED TO RESPECT NEIGHBOURS AND TAXIS ADVISED NOT TO SILEN HORNS.</p>
--	---

3.11 Additional noise control measures.

NOTE: Please use the space provided to identify any additional steps proposed to control noise which have not been identified above.

Please return your completed Noise Management Plan to INSERT NAME OF OFFICER at Chesterfield Borough Council, Environmental Protection Team, Town Hall, Rose Hill, Chesterfield, Derbyshire, S40 1LP

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Corporate Resources

Jeremy Goacher
 Director of Property
 Chatsworth Hall
 Chesterfield Road
 MATLOCK
 Derbyshire DE4 3FW

Telephone [REDACTED]
 Fax No [REDACTED]
 Ask for [REDACTED]
 Our ref [REDACTED]
 Your ref [REDACTED]
 Date 6 June, 2016
 E-mail [REDACTED]

[REDACTED]
 Brampton Rovers F.C Club Secretary
 [REDACTED]
 [REDACTED]
 [REDACTED]
 [REDACTED]

Lease of the former Newbold School Playing Fields to Brampton Rovers Holdings Limited

I refer to the Underlease dated 24th September 2015 made between Derbyshire County Council and Brampton Rovers Limited.

Under clause 5.8 of the aforementioned agreement there is a restriction on the use of the premises prohibiting any use that is deemed to be a nuisance. Please refer to the extract below:

5.8. Use

5.8.1. Permitted Use

The Tenant must not use the Premises for any purpose other than for recreational or sporting purposes on a non-profit making basis

5.8.2. Nuisance

The Tenant must not do anything on the Premises or allow anything to remain on the Premises that may be or become or cause a nuisance disturbance injury or damage to the Landlord or the owners or occupiers of adjacent or neighbouring premises

It has been brought to the County Council's attention that an application has been made by the club to Chesterfield Borough Council for a late licence for the operation of a bar at the premises.

I have spoken with my manager [REDACTED] who dealt with the agreement of the lease. [REDACTED] has confirmed that the County Council has not received notification from you of the club's intentions with regards to the proposals for a club bar.

It is considered that the proposed use for which the licence application has been made would be in breach of the user clause referred to. The County Council therefore requests that the club's licence application be withdrawn and that any

- 1 of 2 -



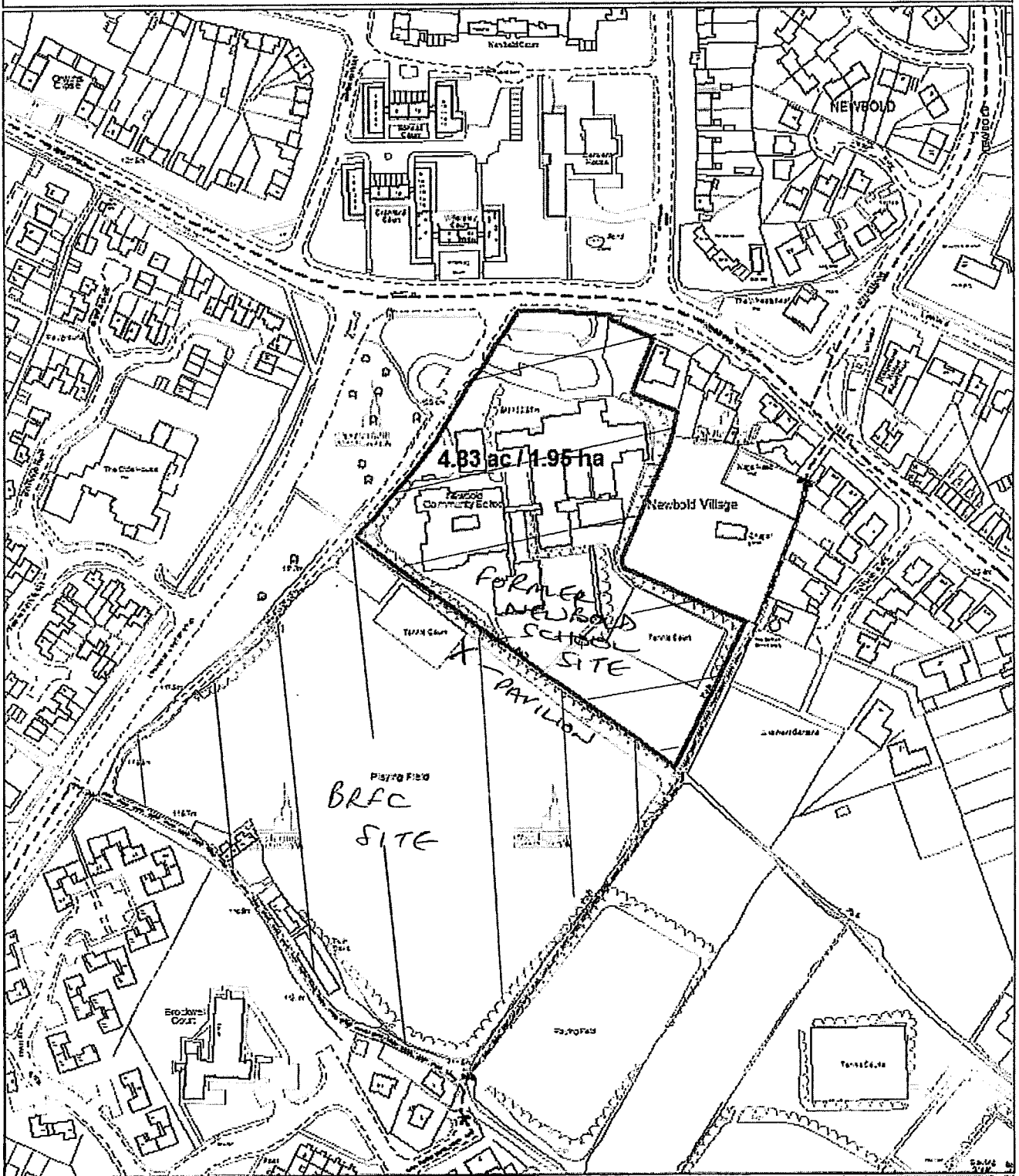
proposed uses outside of those permitted in the Underlease cease immediately. Any proposed alterations to or changes in the use(s) of the premises require the County Council's consent in accordance with clause 5.5.2.

A copy of this letter has been forwarded to Chesterfield Borough Council in its capacity as freeholder of the subject land and as administrator of licensing applications.

Yours sincerely

[Redacted signature block]

Newbold School Site



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Scale 1:2500 Date Plotted 21/11/2014

Plot centred at 435769 372838

CSS LM Newbold School site


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Mr S Ashby
Licensing Officer
Chesterfield Borough Council
Town Hall
Rose Hill East
Chesterfield
S40 1LP

Kier Asset Partnership Services Limited
3rd Floor
Town Hall
Rose Hill
Chesterfield, S40 1LP
Tel: (01246) 345445


www.kier.co.uk

Our Ref: 
Your Ref:

8th June 2016

Dear Mr Ashby

Re: Brampton Rovers Football Club, Newbold Back Lane: extended license application

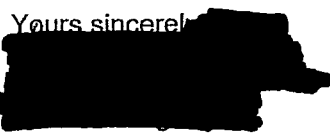
I have been made aware of the above proposal as a result of Derbyshire County Council's letter dated 6th June 2016, copy attached. Brampton Rovers Football Club hold a lease from DCC of the football pitches and pavilion. You will note DCC's comments that the application is in breach of the contractual terms of BRFC's Lease.

Kier Asset Partnership Ltd provide an asset management service for Chesterfield Borough Council. CBC own the freehold of this site, which includes the football pitches and pavilion and the land immediately adjoining the pavilion to the North, known as the former Newbold School site.

I am concerned that the proposal to extend the licensing until 3am could lead to noise nuisance and/or incidents of anti-social behaviour for residents living nearby currently. For those who use Newbold Back Lane as the only means to access their property, it could also result in access being impeded or blocked if large late night events are planned and cars park on the Lane leading up to the pavilion.

The Licensing Committee will also be aware that both Derbyshire County Council and Chesterfield Borough Council have recently marketed the adjacent former Newbold School site for sale and it is now under offer. It is proposed the site will be developed for housing. Some of the plots will back directly onto BRFC's pavilion. If the licensing hours are extended as proposed, in the worst case scenario, this could be prejudicial to the sale of the site causing the prospective purchaser to withdraw, which neither Council would want. In the event the license is granted and the site is developed assuming there are no adverse effects on the sale and marketability of the new housing, it could cause similar problems of late night noise and anti-social behaviour for the future.

I appreciate a one off temporary licence has been granted for this weekend before the Committee were aware of the contractual concerns relating to this issue. I would urge the Committee to consider any grant of a license in the light of both Derbyshire County Council's comments and mine above.

Yours sincerely, 

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[REDACTED] advice I am contacting you regarding the application for the premises
 licence at:
 Brampton Rovers
 Newbold Back Lane
 Newbold
 Chesterfield
 S40 4RW

Myself and a large number of residents in and around Newbold Village and Loundsley Green wish to oppose the application. Living so close to the venue will have a huge impact on us.

We are concerned about the consequences of serving alcohol until 3am would have on the area. We worry tis would bring crime and disorder. We also worry about the noise being an issue and the disruption with a plan for a music license until 2am.

Around the area there are a large number of elderly residents which seems unfair to bring this to the area making them victims to crime and disorder. I worry myself living in Hastings Close that this would have an effect on the price of all our properties with the noise issue from so many people under the influence of alcohol coming out in the early hours of the morning causing a disturbance.

We have a safety concern for our properties, our elderly residents and the area. We are all aware that alcohol is a connection to crime, fighting, arguments and noise.

We was lead to believe the club was opened as a pavilion for the football team but feel very let down by the new application and feel it has been done with some dishonesty and unfairness.

As residents so close to the building we thought that we could have been more informed of the plans and don't approve of the small poster on a lamp post.

The application is due to take place on 14th June 2016 but has only just been brought to our attention via a resident happening to see the notice. We are aware that this is short notice to oppose this but hope you can be of help to stop this application going ahead.

Kind regards

[REDACTED]
 [REDACTED] Hastings Close

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Emma Marriott

From: [REDACTED]
Sent: 12 June 2016 18:31
To: Chesterfield Licensing
Cc: [REDACTED]
Subject: FAO: Steve Ashby Re: Brampton Rovers

Good Evening Mr Ashby

I have the following objections to the licence application for Brampton Rovers, Newbold Back Lane, Chesterfield.

I am making my representation based on the following 4 key areas:-

The Prevention of crime and disorder

- I am concerned about the increase in crime in the local community, as there will be more people using the public footpath behind 5 Hastings Close that goes down to the club house, and after consuming alcohol might use the reasonably secluded footpath and use the access gate.

Public Safety

- I walk my dog twice a day and go past 2 aspects of the sports field, I would feel vulnerable if people are drinking in the club house and walking home along the path after consuming alcohol, I would not feel safe which will impact on my wellbeing and my dog's for not being able to be walked.

The Prevention of Public Nuisance

- Noise levels if drinks are sold outside of the building, there would be no way of controlling the noise
- There are currently 4 local established public houses/hotels that offer facilities that employ people 7 days a week and this could potentially impact on their employment
- The path behind 5 Hastings Close goes down past the field of Brampton Rovers, and I am constantly collecting rubbish from the path already, if there is an increase in people going to Brampton Rovers the litter will become unmanageable

The Protection of Children from Harm

- If alcohol is allowed to be served outside the club house, it exposes children seeing alcohol being retailed in a loosely controlled environment from an early age. Given that the football ground provides a recreational outlet for juniors all under the age permitting consumption of alcohol, the retailing of alcohol outside of the club house does not demonstrate a safe and controlled environment and is open for abuse.

Summary

I do not feel that the application presently made can be granted due to many areas impacting on the local community as a whole. I am not wholly opposed to the club being granted a licence, however should a licence be granted, it must only be for the sale and consumption of alcohol within the confines of the club house building where the retail of alcohol can be monitored and closely controlled. Given that the local community has 4 existing premises that retails alcohol and offers event opportunities whilst employing full-time staff, a part-time venue such as a football club should not be allowed to compromise existing and long established businesses.

I am now on holiday, returning to the UK on Tuesday 21st June.

Kind Regards

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From: [REDACTED]
Sent: 14 June 2016 13:05
To: Chesterfield Licensing
Subject: Objection to Brampton Rovers Football Club Premises Licence application

APPENDIX 6

Good afternoon

We act for Marston's PLC, the holder of the Premises Licence [REDACTED]
Road, Chesterfield as well as the Managers of that premises [REDACTED]

Please find attached representation against the Premises Licence application for Brampton Rovers AFC, Newbold Back Lane, Newbold.

Please will you kindly acknowledge safe receipt of the representation and that it is accepted. Please ensure all correspondence relating to this matter is forwarded to us in the first instance.

Deficient Public Notices

Following a telephone conversation last week and without prejudice to the current representation attached, we confirm that the Premises Licence application cannot be valid as it has not been properly advertised in accordance with *Regulation 25 Licensing Act 2003 (Premises Licences and Club Premises Certificates) Regulations 2005*.

That Regulation confirms that a relevant public notice must be displayed for at least 28 consecutive days at or on the premises to which the application relates where it can be conveniently read from the exterior of the premises and the case of a premises covering an area of more than 50m², a further notice is required every 50 metres along the external perimeter of the premises abutting any highway .

We are instructed that only one public notice has been displayed at the premises despite the fact the application clearly seeks to license a very large area, i.e. all the football pitches as well as the club house.

Not only should public notices therefore be displayed every 50 metres along Loundsley Green Road, there would also be a requirement to display notices alongside Newbold Back Lane, which covers numerous sides of the premises.

As there is no slip rule in relation to this Regulation then the application is currently deficient and the application must be rejected or at the least any consultation period restarted.

Whether some local residents have seen the current notice is irrelevant for the failure to meet the criteria required in Regulation 25. There is no way to quantify how many locals may have been prejudiced by the failure to properly advertise the application on site.

Should you have any queries, please telephone our [REDACTED]

I look forward to hearing from you shortly that you are in possession of the attached representation and that you consider the application not properly made until issues over the public notice are rectified.

Kind Regards

[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] | www.john-gaunt.co.uk
T: 0114 266 8664 | M: 07841 451 440 | F: 0114 267 9613



Omega Court | 372-374 Cemetery Road | Sheffield | S11 8FT

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[APLH Courses](#) | [Reviews](#) | [Due Diligence](#) | [Betting and Gaming](#) | [eLearningPlus](#)

For more details on our services please click on the links above.

Partners: John Gaunt (569711) Katharine Redford (569712) Tim Shield (569713)
Michelle Hazlewood (569714) Christopher Grunert
Practice Manager: Jonathan Pupius

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If you are not the intended recipient, please contact us by email or telephone and please delete the message from your system immediately.
Any unauthorised disclosure of information contained in this communication is strictly prohibited.
We use the word "partner" to refer either to a partner of John Gaunt & Partners (the "firm"); an office holder in a partner; or an employee of the firm with equivalent standing and qualifications.

--

This message has been scanned for viruses and dangerous content and is believed to be clean.

Our Ref: [REDACTED]

Licensing Department
 Chesterfield Borough Council
 Customer Service Centre
 85 New Square
 Chesterfield
 Derbyshire
 S40 1AH

13th June 2016

Dear Sirs

Objection to Premises Licence application
Brampton Rovers, Newbold Back Lane, Newbold, Chesterfield, S40 4RW

We act for Marston's PLC, the holder of premises licence [REDACTED] relating to [REDACTED] Chesterfield and the managers of that premises [REDACTED]. This representation is submitted on their behalf.

The Olde House has the benefit of twelve letting bedrooms, which are regularly at full capacity and the managers also reside at the premises.

Our clients are extremely concerned by the Premises Licence application submitted by Brampton Rovers Holdings Limited seeking to license not only the associated buildings at the club's address provided on the application but also the entirety of the fields for alcohol sales and regulated entertainment for excessively long hours. Further, excessive non-standard timings are also sought for recorded music and sale of alcohol.

The following summary table sets out the licensable activities sought, their proposed location, proposed hours and if there are any relevant non-standard timings requested.

Activity	Indoors/ Outdoors	Hours	Non-standard timings
Plays	both	08.00-02.00 daily	None
Films	both	08.00-02.00 daily	None
Indoor sports	Indoor	08.00-02.00 daily	None
Boxing, wrestling, MMA	both	08.00-02.00 daily	None
Recorded music	both	08.00-02.00 daily	During the broadcasting of live televised sporting events and/or recognised UK Bank Holidays 08.00-06.00

Partners:

John Gaunt (569711)
 Katharine Redford (569712)
 Tim Shield (569713)
 Michelle Hazlewood (569714)

Associates:

Christopher Grunert
 Jonathan Hyldon
 Jonathan Pupius

Practice Manager:

John Gaunt & Partners
 Omega Court
 372 - 374 Cemetery Road
 Sheffield
 S11 8FT

Tel: 0114 266 8664
 Helpline: 0114 266 3400
 Fax: 0114 267 9613
 Email: info@john-gaunt.co.uk
www.john-gaunt.co.uk

Activity	Indoors/ Outdoors	Hours	Non-standard timings
Performance of dance	both	08.00-02.00 daily	None
Late night refreshment	both	23.00-03.00 daily	None
Sale of alcohol	both	10.00-02.00 daily	During televised sporting events and/or recognised UK Public Holidays 10.00-10.00 (i.e. 24 hours)
Opening hours	n/a	08.00-03.00 daily	During televised sporting events and/or recognised UK Public Holidays 08.00-08.00 (i.e. 24 hours)

The activities and hours sought in their current form will undermine the promotion of the licensing objectives, particularly the prevention of crime and disorder and prevention of public nuisance. There are also public safety concerns over parking. The application is entirely deficient in explaining for what purposes licensable activities are sought and the measures offered by the applicant are entirely insufficient. There is great concern that the applicant intends to hire out the premises for third party functions and that there are not proper measures in place to promote the licensing objectives for such events.

Excessive proposed hours of operation

As summarised in the above table, the application requests numerous licensable activities to terminate between 02:00 and 03:00 daily as part of the standard timings sought. Although the applicant will likely state that such hours are not intended to be traded regularly, if the application was granted on those terms then the premises would have the ability to trade those hours every day if necessary.

It would be more appropriate and reasonable to request hours in keeping with what is actually proposed to be traded. Further trading hours could have been applied for with non-standard timings or Temporary Event Notices. This is not the case here and so this application must be treated on what it actually seeks to potentially trade.

Seeking to operate licensable activities to 02:00/03:00 daily is excessive in this residential area. Further, the noise management plan submitted with the application is misleading as it states there are no residential properties in a 100 metre vicinity of the proposed premises but this is incorrect and will be addressed further below.

Excessive non-standard timings

Not only are the standard timings sought excessive, the applicant also seeks non-standard timings for recorded music and sale of alcohol in order that automatic

extended hours can be used during the broadcast of live televised sporting events and recognised UK Bank Holidays.

The application requests permitted hours until 06:00 for recorded music and 10:00 -10:00 for sale of alcohol, i.e. 24 hour licence for alcohol sales when the non-standard timing is triggered. These are incredibly excessive and inappropriate in a residential area, whether the premises is being hired out for third parties functions (as is anticipated to be the case) or not and no explanation is provided as to why such long hours are sought.

In addition, the non-standard timing does not specify which type of televised sporting events it considers to trigger the later hours and in this modern age there is always something on in some part of the world which will be televised on terrestrial or satellite television meaning the premises would regularly be able to take the benefit of these excessively late hours.

Furthermore, 'UK Public Holidays' are not just restricted to those bank/public holidays in England and Wales as the UK also encompasses Northern Ireland and Scotland. The premises would therefore be able to automatically trade these later hours on St Andrew's Day, St Patrick's Day and Orangemen's Day.

Inappropriate /excessive external licensable activities

Of serious concern, is that not only does the applicant seek licensable activities until 02:00/03:00 within the internal buildings but also throughout the entirety of the external areas shown on the licensing plan deposited with the application i.e. all the surrounding fields. This means all the forms of entertainment sought (including live and recorded music) can be held throughout all the fields until 02.00 daily. Recorded music also has the aforementioned proposed non-standard timing until 06.00 meaning the premises could have DJs outside until that time.

Any measures stated in the application to address the licensing objectives are absolutely inadequate to address the provision of live and/or recorded music to the hours requested. The surrounding area is flat and noise travels a great distance and would certainly lead to public nuisance not only to those residing at the Olde House but also to other local residents.

Deficient Noise Management Plan

The noise management plan submitted with application is very light in detail when considering the premises requests entertainment very late both internally and externally.

The management plan is rather misleading in that it states the nearest residential property is over 100 metres away. This is not correct as the proposed premises is the red lined area on the plan (this is the case in law as that is the requested area for licensable activities). On that basis, there is a significant number of residential properties within 100m (including the Olde House).

The noise management plan is not binding and will not result in robust licensing conditions being imposed on any granted licence. The steps proposed are patently

insufficient for the hours sought, particularly considering proposed external music. For example, a very basic step to have offered would have been monitoring noise at the boundary of nearby properties and this is not suggested either as a condition of the application nor indeed in the noise management plan.

It is suggested that neighbours will be informed and kept in touch with in relation to "*loud outdoor events*" so clearly loud outdoor events are envisaged, however, neighbours is identified as "x3" whereas again taking the premises to be the red lined area it is incredibly disappointing that the applicant believes that there are only three neighbours in question that will need to be notified of "*loud outdoor events*". The size of the area proposed for licensable activities together with the hours sought could easily mean a festival could be accommodated and steps should be taken to prevent this from being a possibility.

It is further disappointing in the noise management plan additional noise control measures section that nothing at all has been offered and this reflects the absolute lack of conditions offered in the application in respect of prevention of public nuisance commensurate to the activities and hours sought.

Parking

Currently, patrons of the club already use the car park of the Olde House without permission so clearly parking provision is already inadequate. Our clients believe that the advent of a premises licence for the club will exacerbate this position due to an increase in the number of cars for those attending the new club and cause further nuisance to the Olde House, particularly as cars arrive and depart late at night as well as public safety issues when cars inevitably start parking on nearby roads due to lack of adequate parking.

Requests

Our client's view is the application in its current form is wholly inappropriate for the area in which the premises is located and measures/condition offered are nowhere near robust enough for a premises operating beyond 23.00 let alone one seeking to trade to 02.00/03.00 daily.

Accordingly, it is requested that:

- The hours sought should be restricted to no later than 23.00 for any licensable activity.
- No non-standard timings should be permitted that are linked to televised sporting events.
- No non-standard timings should be permitted that are linked to non-English bank holidays.
- Regulated entertainment should not be permitted in external areas.
- There should be a prohibition use of external areas after 22.00 other than for smokers.

In order to assist in the promotion of the licensing objectives, our clients request the imposition of the following conditions on the premises licence should it be granted:

- *'External areas may not be used for licensable activities or the consumption of alcohol after 22.00.'*
- *'All doors and windows will be kept closed after 22:00 except for the purposes of access and egress and in the event of an emergency.'*
- *'Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby noise sensitive premises.'*
- *'Music noise levels shall not exceed the background noise level by more than 15dB(A) over a 15 minute period at 1 metre from the façade of any noise sensitive premises.'* (NB this is in keeping with the Noise Council's code of practice).
- *'Every 30 minutes after 22.00, a nominated responsible person will make external sweeps at the boundary of all noise sensitive premises that are within 100 metres of the licensed area to check that noise from the premises is not audible. A log of those checks will be kept on the premises and be made available to the Responsible Authorities on demand.'*
- *'All noise sensitive premises that are within 100 metres of the licensed area will be notified at least 2 weeks in advance of any intention to provide licensable activities externally that will terminate beyond 21.00.'*
- *'The DPS shall be present when licensable activities are to be provided after 22.00.'*
- *'No attendees shall be permitted entry or re-entry to the premises after 22.00.'*

Further, it is requested that use of the club for licensable activities be restricted to members or visiting teams only as per the following:

- *Licensable activities shall only be provided to members of the club and their bona fide guests or visiting teams and their bona fide guests.*

However, if the Licensing Committee is minded to permit licensable activities for non-club members (e.g. for third party hire of the club) then the following conditions are requested as being appropriate to promote the licensing objectives:

- *'When licensable activities are provided at an event when non-club members are in attendance then:*
 - *Any such event will be restricted to no more than 12 times per calendar year.*
 - *The DPS shall be present at all times during the event until at least 30 minutes after the cessation of licensable activities.*
 - *SIA registered security staff will be deployed at a ratio of 1 per 75 attendees or part thereof from 21.00 until 30 minutes after the cessation of licensable activities.*
 - *No more than 200 persons will be permitted on the licensed premises.*

Please will correspondence associated with this representation be provided to us in the first instance.

Should you have any queries, or require further detail, please contact our [REDACTED]
[REDACTED]

Yours faithfully

[REDACTED]

From: [REDACTED]
Sent: 12 June 2016 23:59
To: Andy Bellamy (Cllr)
Subject: A posing premises license Brampton Rovers

APPENDIX 7

[REDACTED]
[REDACTED] Hastings Close,
Newbold,
Chesterfield,
Derbyshire.
S41 8RH
[REDACTED]
[REDACTED]

Dear Sir or Madam

I am writing this letter to a pose the new application for a premises license at Brampton Rovers .Newbold back lane.Newbold .Chesterfield S40 4TW . I wish to strongly disagree with the proposal for a new venue in the district to have an extended license to serve alcohol.

1

My Personal Reasons are :

Even though this is not a rural area as stated in license application it is a very peaceful part of the village. My fear is that we will be exposed to large amounts of noise pollution coming from the proposed licensing venue day and night. We already experiences some noise pollution (shouting , bad language) from matches that are already held at the venue.

According to google maps this venue is only 200 metres away from my property of which it states in his planning application regarding smoking pollution and also his noise management that there are no neighbours for 250 metres please note other neighbours are closer therefore I feel he has not done his research regarding this application.

My occupation is of a locum pharmacist working throughout Chesterfield. In the summers months I sleep with my windows open. I'm frightened the noise will effect my sleep therefore affecting my work which I need to be A1 for.

The area in which I live in is already busy with traffic because of it being close to the main Newbold road. With the venue extending hours and serving alcohol I feel there will be more traffic both vehicle and pedestrian visiting the premises therefore increasing this.

I have personally witnessed while watching my nephews playing football at this venue two sets of parents verbally and physically attacking each other. Imagine what could happen if alcohol was involved and if it was to spill out into the surrounding area?

I feel In the application the car parking is not enough for a all day venue and with my property only being 200 metres away. Their patrons already park outside my property causing disruption.

I only found out from a neighbour Last Tuesday 7th June 2016 about the application. This application seems to have been "brushed under the rug" . After walking round the only form / sign I know about is a A4 piece of paper attached to the venue gates of which unless your a member or walking your dog you wouldn't be able to see it because of it been for now a quite single track lane. This hasn't gave me much time to disagree to this proposal. This a4 note will be attached to this email.

I keep exotic birds as a hobby. I am concerned that the level of noise will disrupt them at night .

I also decided to consult with someone who has been in the hospitality and entertainment industry ie pubs and and clubs for more than 7 years to get a professional view on the application. They are fully aware of the negatives impact of alcohol and drugs on young people as well as other patrons.

Other points that have been brought to my attention are after the conversation are,

Police are already underpowered and Ill equipped to deal with the Chesterfield town centre , let alone a venue in a small village which is out of town.

Negative impact on the NHS which is already stretched to the limit.

Chesterfield is already viewed nationally as hotspot for binge drinking.

This will only exceed already overstretched resources , unable to deal with constant impact of binge drinking.

Negative Impact on the community and location.

Newbold as a local community and location already has its fair share of alcoholism and drug addiction which I am all ready aware of due to my work.

A venue which is in a community Could cause considerable problems to all residents with anti -social behaviour .

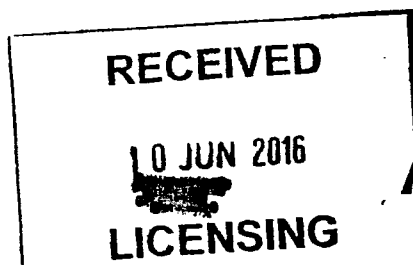
I would be grateful if my concerns and point could be addressed .

Please do not hesitate to contact me .

Yours faithfully



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CHESTERFIELD
BOROUGH COUNCIL

LICENSING AUTHORITY

Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield, S40 1AH Tel: 01246 345230

Representation Form

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We [REDACTED] wish to make a representation in relation to an application that has been made in respect of the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description BRAMPTON ROVERS HOLDINGS LIMITED NEWBOLD BACK LANE NEWBOLD	
Post town CHESTERFIELD	Post code (if known) S40 4RW
Name of Premises Licence holder or Club holding Club Premises Certificate (if known) [REDACTED]	
Number of Premises Licence or Club Premises Certificate (if known) [REDACTED]	

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

Surname

First names

[REDACTED]

I am over 18 years old or over

**Current postal
address if
different from
premises address**

--

Post town

Postcode

--

Daytime contact telephone number

--

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

**CHEEDALE CLOSE
CHESTERFIELD
S40 4NZ**

Telephone number (if any)

[REDACTED]

E-mail address (optional)

This Representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

✓
✓
✓
✓

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

The Prevention of Crime and Disorder

Public Safety

- INSTANCES HAVE OCCURRED PREVIOUSLY OF OBJECTS INCLUDING GLASS BOTTLES BEING THROWN OVER FENCE/HEDGE, CAUSING DAMAGE TO PROPERTY AND COULD HAVE CAUSED INJURY.
- DRUGS PARAPHENALIA HAVE BEEN FOUND IN BUS STOP / ON FOOTPATH ON A FEW OCCASIONS.

The Prevention of Public Nuisance

- NOISE NUISANCE IS ALMOST INEVITABLE IF THE APPLICATION IS GRANTED IN ITS FULLEST EXTENT DUE TO VERY CLOSE PROXIMITY OF RESIDENCES TO THE SITE BOUNDARY
- ILLEGAL USE OF BUS LANE AS ACCESS TO L.G. MAIN ROAD COULD EASILY OCCUR IF IT IS REGULARLY USED FOR OPEN AIR EVENTS.
- POTENTIAL FOR INCREASE IN ALCOHOL RELATED CRIME IN THE AREA IF FULL EXTENT OF HOURS / AREA IS GRANTED.

The Protection of Children from Harm

- THE EXTENSIVE DISTANCE FROM THE CLUBHOUSE TO THE BOUNDARY WILL MAKE IT ALMOST IMPOSSIBLE TO SPOT UNDERAGE DRINKING MAKING SAFEGUARDING OF MINORS A POTENTIAL PROBLEM IF AREA OF LICENSE IS GRANTED IN FULL.

Please use this box if you wish to provide further details, additional sheets can be used if necessary.

THE LOCAL RESIDENTS OF CHEEDALE CLOSE ARE
PREDOMINANTLY ELDERLY AND AS SUCH VULNERABLE
TO NOISE NUISANCE OR INCIDENTS RELATED TO
EXCESSIVE DRINKING / VIOLENCE AS MANY ARE
ALSO LIVING ALONE .

A NUMBER OF RESIDENTS ALSO SUFFER FROM
DEMENTIA WHICH IS VERY PRONE TO CAUSING UPSET
OR CONFUSION. THEY ARE PARTICULARLY VULNERABLE
IF LATE NIGHT / ALL NIGHT EVENT LICENSES ARE
GRANTED.

THE VERY LARGE SCALE AREA WOULD ITSELF
MAKE IT CHALLENGING TO MANAGE / SUPERVISE
THE PREMISES TO THE FULL EXTENT COVERED IN THE
APPLICATION.

THE COMMUNITY OF 37 RESIDENCES ARE ALL
VERY CONCERNED ABOUT THE POTENTIAL IMPLICATIONS
IN GRANTING SUCH AN EXTENDED APPLICATION
BOTH IN TERMS OF LATE HOURS AND AREA OF COVERAGE
AND WOULD LIKE THE LICENSING AUTHORITY TO
TAKE THIS INTO CONSIDERATION WHEN REVIEWING
THE APPLICATION.

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

Part 3 – Signatures (please read guidance note 2)

Signature of Representor or Representor's Solicitor or other duly authorised agent (please read guidance note 3). If signing on behalf of the Representor please state in what capacity.

Signature

[REDACTED]

Date

10 / 6 / 16

Capacity

[REDACTED]

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

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

Post town

Post code

Telephone number (if any)

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

Notes for Guidance

1. The Representation must be based on one or more of the licensing objectives. Please list any additional information or details for example dates of problems if available.
2. The Representation form must be signed.
3. A Representor's agent (for example Solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. This is the address and contact details which we shall use to correspond with you about this Representation.

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RECEIVED

10 JUN 2016

LICENSING**LICENSING AUTHORITY****CHESTERFIELD**
BOROUGH COUNCIL

Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield, S40 1AH Tel: 01246 345230

Representation Form

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I [REDACTED] wish to make a representation in relation to an application that has been made in respect of the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description

Brampton Rovers
Newbold Back Lane
Newbold

Post town Chesterfield

Post code (if known) S40 4RW

Name of Premises Licence holder or Club holding Club Premises Certificate (if known)

N/A

Number of Premises Licence or Club Premises Certificate (if known)

N/A

Part 2 – Representer details

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

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

Surname

First names

Please tick ☒ yes

I am over 18 years old or over

☒

Current postal address if different from premises address

Post town

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

Telephone number (if any)

E-mail address (optional)

This Representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

✓
✓
✓

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

The Prevention of Crime and Disorder

The link between alcohol consumption and crime and disorder are well documented. Neighbouring licenced drinking establishments of the 'Olde House' and the 'Nags Head' have competence and many years of experience to dispense alcohol responsibly to minimise the likelihood of individuals becoming drunk and disorderly.

The entity 'Brampton Rovers Holdings Ltd' being only a recently incorporated company has no apparent prior experience of responsible alcohol retail.

Public Safety

The Prevention of Public Nuisance

The licence application expands use of the site beyond that which is reasonable of an Under 18s Children's Football Club with potential for vastly increased noise pollution in the surrounding area.

The licence application refers to a significantly different use for the land and premises than declared in the original planning application for the Brampton Rovers AFC Club House, Ref: CHE/14/00355/FUL.

From the Planning Officer's report "...this site is allocated as a playing pitch in the Local Plan..." however this licence application serves to expand usage to timings of 08:00 to 03:00 Hours daily for activities not related to that of a playing pitch.

Notably planning approval was granted on the development for D2 category of use and not A4. Approval of this licencing application would be in breach of the granted planning approval and the considerations made as to Public Nuisance for the club house development and the surrounding area.

Historically the 'Olde House', Loundsley Green Road, S40 4RN held frequent open air licenced events. The noise from such events carried down to Skiddaw Close and surrounding residential housing which reside at a lower elevation. The licensing application is for land at the same elevation as the 'Olde House' and also much closer to my property and the surrounding residential area and therefore noise pollution and nuisance would be considerable.

The Protection of Children from Harm

Brampton Rovers AFC is predominately a Children's Under 18 Football Club, with only 2 adult teams.

The premises of this application are provisioned to primarily support the sporting activity of children. The introduction of alcohol at these premises would not in any way positively contribute to the sporting activity of children but would instead increase their association and normalisation of alcohol consumption.

Irrespective of the safeguards adopted, the availability of alcohol at these premises would unnecessarily increase the likelihood of alcohol being obtained and consumed by children.

Please use this box if you wish to provide further details, additional sheets can be used if necessary.

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

Part 3 – Signatures (please read guidance note 2)

Signature of Representor or Representor's Solicitor or other duly authorised agent (please read guidance note 3). **If signing on behalf of the Representor please state in what capacity.**

Signature

[REDACTED]

Date

9-06-2016

Capacity

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

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

[REDACTED]
Skiddaw Close
off Brockwell Lane

Post town: Chesterfield

Post code: S40 4RP

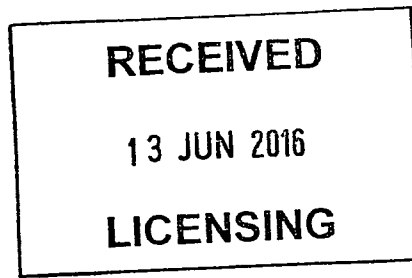
Telephone number (if any): [REDACTED]

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

Notes for Guidance

1. The Representation must be based on one or more of the licensing objectives. Please list any additional information or details for example dates of problems if available.
2. The Representation form must be signed.
3. A Representor's agent (for example Solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. This is the address and contact details which we shall use to correspond with you about this Representation.

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[Redacted]

off Brockwell Lane
Chesterfield
Derbyshire
S40 4RP

10th June 2016

Ms Emma Marriot
Licensing
Chesterfield Borough Council
85 New Square
Chesterfield
Derbyshire
S41 1AH

Re: Application for a New Premises Licence for the Brampton Rovers, Newbold Back Lane, Newbold, Chesterfield, S40 4RW

Dear Ms Marriot

Thank you for your letter dated 10th June 2016, Your Ref: Brampton Rovers regarding the above licencing application. Considering the additional details and amended timings supplied by the applicant I wish to uphold my objection.

I would like to make comment for record that the additional details received from the applicant do not align with the scope of the licencing for which they have applied.

The additional details received from the applicant imply an infrequent use for small scale events. However the licencing application makes request for; amongst other requirements, outdoor events and alcohol off sales for up to 99 hours per week within the boundary of the entire playing fields. Such licencing if granted would obviously allow for significant Public Nuisance to the surrounding residential area.

As the applicant states that such activities will be infrequent a Temporary Event Notice could instead be used on an event by event basis and would provide optimum control as to Public Nuisance to residents in the surrounding area and limit the exposure of under 18s to alcohol.

I thank you for your time spent with regard to this matter and await the outcome of the Licencing Committee.

Yours Sincerely

[Redacted signature]

[Redacted text]

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HASTINGS Close,
Newbold
8418RH.

RECEIVED APPENDIX 11

10 JUN 2016

10-06-16. LICENSING


Dear Sir,

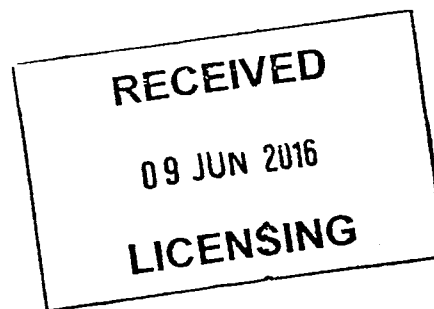
This letter is to strongly object to the proposed application for a drink and music licence on the former "Newbold School Playing Fields", Newbold Back Lane, Newbold. I live very close to the site, and am very concerned that a commercial business with live music and the sale of alcohol could take place so close to residential property. For all this to be able to take place between the hours of 8am-2am is beyond belief! Our quality of life and the value of properties in the area would reduce dramatically. We would also have rowdy - noisy individuals roaming the area at all times of day & night. Newbold is already losing its "Village" atmosphere and if this application were to be granted surely the area would be downgraded even more.

Surely, an amateur football club, situated on an unadopted and unlit road in the middle of a residential area, surrounded by a high proportion of bungalows - i.e. older residents, is not the place for this kind of venue.

Yours Sincerely,

[REDACTED] [REDACTED]


Newbold Back Lane
Chesterfield
S40 4RW
07.06.16



To Chesterfield Borough Council
The Licensing Centre

We protest under

- Prevention of public nuisance
- Prevention of crime and disorder

This application by Brampton rovers holdings LTD must be REFUSED with NO COMPROMISE

My husband and I moved to our bungalow on Newbold Back Lane 2 years ago from a house hoping it would be a bonus for my husband who is disabled 75 years of age and has difficulty walking and particularly sleeping at night requiring peace and quiet.

When we moved here we were not aware of any plans to build a club house on the football ground let alone applying for a licence to sell alcohol from 10am in the morning until 2am in the morning this is a quiet residential area, why would you want to grant a licence to allow the whole field to be used for various activities from 8am until 3am for live music, recorded music, late night refreshments and dance it seems to me more like opening a night club.

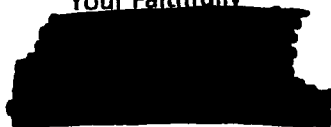
The noise will be intolerable it will be only four feet from my boundary.

I must strongly oppose this application there are approximately 35 old peoples bungalows within a few yards who are under warden control it will be devastating for them.


I cannot believe you would even consider this application.

What about the old Newbold Green School premises that is under offer by the council for housing, do you think anyone will want to buy them with what appears to be a night club a few yards from there door step, I can only hope sense will prevail, as things are at the moment we have not got a problem with all the young people playing football , It is a very good thing for the young people why would you want to spoil a good thing and change it to a commercial business when it was intended for the children to play football under the football club.

Your Faithfully



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 Newbold Back Lane
 Chesterfield
 S40 4RW
 6 June 2016

To Chesterfield Borough Council
 The Licensing Section

RECEIVED

09 JUN 2016

LICENSING

We most strongly oppose the Licence Asked for by Brampton Holdings
 We ask you to REFUSE it with no COMPROMISE
 On the ground of prevention of public nuisance
 & Public disorder

Planning was granted for a pavilion for Brampton Rovers Football Club for young
 people about age 5 to 18 years old

Now they want to sub let it to Brampton Rovers Holding Ltd

Under the DISGUISE of the football club Set up as a COMMERCIAL BUSINESS
 Open to the public from 8am until 3am it looks like setting up a night club by the
 back door

Please REFUSE THIS APPLICATION

Live music Blaring out from 8am until 2am

Recorded music the same

LATE NIGHT REFRESHMENTS until 3 am some times 5am In the morning

Selling Alcohol 10am until 2am

The whole field is included in the application

Noise POLLUTION is a serious offence And we are going to get it full blast the
 boundary is one meter from our bungalow

Regardless of them saying they have a noise policy it wont work

Where are the cars going to park People shouting, laughing, screaming, taxis piping
 there horns WE are senior citizens why should we be subjected to all this please do
 not allow this to take place

Provision for live music Outside this will result in POP concerts

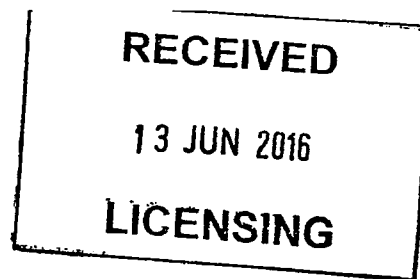
At the moment it operates as a football club for young people playing football
 why cant it stay as that

The council is selling the Old Newbold Green school site for housing who in there
 right mind is going to purchase a house 10 yards from a night club
 On a still evening noise carries a long way If this is aloud to go ahead it will devalue
 the Councils own land

Yours sincerely




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[REDACTED]
 [REDACTED] Hastings Close
 Newbold Village
 Chesterfield
 S41 8RH

8th June 2016

CBC
 Customer Service Centre
 85 New Square
 Chesterfield
 S40 1AH

Dear Sir or Madam,

Brampton Rovers Holdings Limited

I write to protest against the application submitted by Brampton Rovers for a licence under section 17 of the Licensing Act 2003 for the premises situated on Newbold Back Lane, Chesterfield.

My objections are as follows.

Section 6 of 19 provision of plays, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, participants will be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance, children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 7 of 19 provision of films, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance, , children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 8 of 19 provision of indoor sporting events, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors only, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance, , children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 9 of 19 provision of live music, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance, , children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 11 of 19 provision of recorded music, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance , children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 12 of 19 provision dance, the proposal is to carry out this activity between 0800 and 0200 hrs and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 02.00 7 days a week to consume on the premises or to take away, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance , children will also be around during this time, children and alcohol don't mix so they cannot guarantee protecting children from harm at all times.

Section 14 & 15 of 19 Late Night Refreshment, the proposal is to carry out this activity between 2300 and 0300 hrs, this is of course on top of the 0800 to 0200 plan and it will take place indoors and outdoors, although it is not explained in detail exactly what this is, but because alcohol will be on sale and it will be available until 03.00 7 days a week to consume on the premises or to take away, this will attract third parties to go along to purchase alcohol long after other shops and bars have closed, intoxicated participants could be more lightly to get involved in crime and disorder and noise omitted will cause a public nuisance. Common sense dictates that there will be no

In all these sections the proposed lengthy opening hours are conducive to increases of crime and disorder, the causing of public nuisance and risks to public safety.

It is quite apparent that these people have just "broad brushed" this application and in doing so have just thrown a load of numbers at it in order to cover every eventuality.

I would like to take this opportunity to state that this organisation are doing a fantastic job with the football teams and I wish them well, the field has been used as a sports ground for the last 70 years and that is how it should remain.

All of us on Hastings Close are continually having issues with wondering drunks and loud noise coming from The Old House which is situated 100 metres further north than this proposed site.

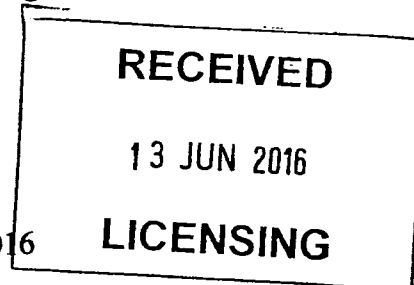
Allowing this application would lead to our properties devaluing, no one would want to purchase a property next to a night club.

Yours faithfully



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Hastings Close
Newbold Village
Chesterfield
S41 8RH



The Licensing Section
Customer Service Centre
85 New Square
Chesterfield
S40 1AH

12th June, 2016

Dear Sir,

Brampton Rovers Holdings Limited

I wish to record my opposition to the application for a premises licence under the Licensing Act 2003 by Brampton Rovers Holdings Ltd on the Newbold Back Lane playing fields site.

We were extremely disturbed and distressed to read the details of the proposed use of the playing field premises for the purpose of plays, films, sporting events, live and recorded music and dancing, late night refreshments and consumption of alcohol.

The timing and duration of these events every day of the week from 08.00 to 02.00, is the most disturbing aspect of the proposal. The availability of alcohol to 3 o'clock every morning is likely to attract the most undesirable element to continue drinking when other licensed premises have closed.

Living about 200 yards (as the crow flies) from the playing fields, we can clearly hear shouting and cheering during football matches on Sunday mornings which is at a relatively low and unobtrusive volume. But the sounds of discos, live or recorded music, which are usually played at high volume, maybe for several hours, will be unacceptably intrusive.

The undertaking given in the Noise Management Plan 'where possible windows and doors will be kept closed during periods of regulated entertainment' indicates that there will be times when the noise will not be contained, perhaps when windows are opened for ventilation in the absence of any air conditioning. A disco is a notoriously high volume event. Such activities are likely to create an unacceptable level of noise which can be heard over a wide area extending over many residential properties in Newbold Back Lane, Newbold Village, Upper Newbold and Loundsley Green,

The Noise Management Plan also states that 'neighbours will be notified of any outdoor events going into the night'. Who do they consider to be neighbours, and how will they be notified? Also 'outdoor music played will be kept at acceptable level', but 'acceptable' is a matter of personal opinion – what is acceptable to one person may not be to another.

During the preparation of this letter I have just been given a copy of a letter which was delivered by hand yesterday, Saturday, to a neighbour, showing that Brampton Rovers have submitted an amendment to the hours in the original application. Although the opening hours have been cut back perhaps in an attempt to fend off further objections, it does not make it any more acceptable regarding noise levels.

I submit this letter of opposition to the application for your consideration.

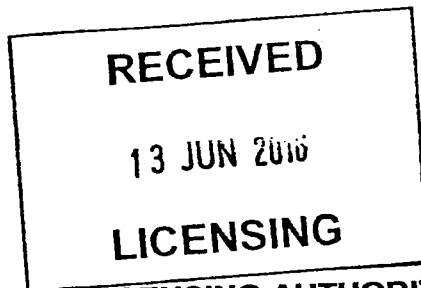
Yours faithfully,

[Redacted signature]

[REDACTED]
Hastings Close
Newbold
Chesterfield
S41 8RH



This email is free from viruses and malware because avast! Antivirus protection is active.



LICENSING AUTHORITY
Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield, S40 1AH Tel: 01246 345230

Representation Form**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

I/We [REDACTED] wish to make a representation in relation to an application that has been made in respect of the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description

BRAMPTON ROVERS
NEWBOLD BACK LANE
NEWBOLD CHESTERFIELD

Post town CHESTERFIELD

Post code (if known) S40 4RW

Name of Premises Licence holder or Club holding Club Premises Certificate (if known)

Number of Premises Licence or Club Premises Certificate (if known)

Part 2 – Representer details

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

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

Surname

First names

Please tick ☒ yes

I am over 18 years old or over

☒

Current postal address if different from premises address

Post town

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

Telephone number (if any)

E-mail address (optional)

This Representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

✓
✓
✓
✓

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

The Prevention of Crime and Disorder

THE LOCAL PUBS I.E. NAGS HEAD AND THE OLDE HOUSE - WELL RUN - ARE SUFFICIENT IN THIS AREA.

Public Safety

OUR OVERSTRECHT POLICE WOULD BE CALLED UPON TO CONTROLL LARGE GROUPS OF PEOPLE ON LAND THAT WAS TO BE USED FOR SPORTS ONLY.

The Prevention of Public Nuisance

IT WOULD BE A NUISANCE TO LOCAL RESIDENTS - LOUD MUSIC LATE AT NIGHT

The Protection of Children from Harm

THE FOOT BALL GROUND IS SUPPOSED TO BE TO ENCOURAGE YOUNG PEOPLE IN SPORT NOT CONSUMING ALCOHOL.

Please use this box if you wish to provide further details, additional sheets can be used if necessary.

AS AN OLD AGE PENSIONER
I HOPE YOU UNDERSTAND.
THAT THE ACTIVITIES
PROPOSED WOULD
DISRUPT ~~MY~~ MY LIFE
AND MANY IN THIS AREA.
A VERY NICE RESIDENTIAL
AREA OF CHESTERFIELD.
THEREFOR I OBJECT.
TO THE PROPOSED SCHEME.

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

Part 3 – Signatures (please read guidance note 2)

Signature of Representer or Representer's Solicitor or other duly authorised agent (please read guidance note 3). If signing on behalf of the Representer please state in what capacity.

Signature

[Redacted Signature]

Date

10.6.16

Capacity

[Redacted Capacity]

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

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

Post town

Post code

Telephone number (if any)

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

Notes for Guidance

1. The Representation must be based on one or more of the licensing objectives. Please list any additional information or details for example dates of problems if available.
2. The Representation form must be signed.
3. A Representer's agent (for example Solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. This is the address and contact details which we shall use to correspond with you about this Representation.

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RECEIVED

13 JUN 2016

APPENDIX 17



LICENSING

[REDACTED]
Hastings Close
off Newbold Road
Chesterfield
S41 8RH

[REDACTED]
Open 8 til late every Friday evening.

9th June, 2016

Re: Brampton Rovers Holdings Ltd - Application for premises licence - Licensing Act 2003

Dear Sirs,

With regard to the above application for a premises licence for Brampton Rovers Holdings Ltd at Newbold Back Lane, Chesterfield S40 4RW I would like to lodge an objection on behalf of the Chesterfield Astronomical Society on the grounds of potential public disorder and the threat this represents to the observatory on Hastings Close and the members of the public who use the facility.

Our concern stems from the length and lateness of the possible licensed activities which will likely see an increase in disorder due to the anticipated alcohol consumption concomitant with such long opening hours. Society members and the general public use the observatory until late at night and both the behaviour of the licensed premises' patrons and the noise associated with the type of events the licence would allow is of great concern to the society.

Further, the folly between the clubhouse and the observatory is already notorious for drug use which has resulted in used needles frequently being discarded at the back of the observatory where visitors (whilst discouraged from doing so) can access. We are concerned that this already worrying situation could become worse if the club obtains its licence.

Whilst we have no objection to sensible opening hours, the breadth of coverage of opening hours and events that this licence would permit lends itself to an increase in the local public disorder occurrences and the reduction in the security of our observatory and safety of our visitors and we would therefore respectfully ask that the application is refused.

Yours faithfully,

[REDACTED]

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RECEIVED

14 JUN 2016

LICENSING

APPENDIX 18



CHESTERFIELD
BOROUGH COUNCIL

LICENSING AUTHORITY

Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield S41 1JH Tel: 01246 345230

Representation Form

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

Part 1 – Premises or club premises

Postal address of premises or club premises, or if none, ordnance survey map reference or description

BRAMPTON ROVERS LTD
NEWBOLD BACKLANE
CHESTERFIELD S40 4RW

Post town CHESTERFIELD

Post code (if known) S40 4RW

Name of Premises Licence holder or Club holding Club Premises Certificate (if known) BRAMPTON ROVERS HOLDINGS LTD

Number of Premises Licence or Club Premises Certificate (if known)

Part 2 – Representor details

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

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

Surname

First names

Please tick ☒ yes

I am over 18 years old or over

☒

Current postal address if different from premises address

GRASSCROFT CLOSE

Post town

CHESTERFIELD

Postcode

S40 4HL

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

Telephone number (if any)

E-mail address (optional)

This Representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

<input type="checkbox"/>
<input type="checkbox"/>
<input checked="" type="checkbox"/>
<input type="checkbox"/>

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

The Prevention of Crime and Disorder

Public Safety

The Prevention of Public Nuisance

1) CURRENTLY WE HEAR NOISE FROM THE FOOTBALL PITCHES OVER THE WEEKEND. TO HAVE NOISE COMING FROM THAT AREA UP INTO THE EARLY HOURS OF THE MORNING IS NOT SOMETHING I FIND AT ALL REASONABLE TO ACCEPT.

2) LICENSING TO 3AM EVERY NIGHT OF THE WEEK EFFECTIVELY CHANGES A CLUBHOUSE INTO A NIGHTCLUB. THIS IS A RESIDENTIAL AREA.

The Protection of Children from Harm

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

Part 3 – Signatures (please read guidance note 2)

Signature of Represantor or Represantor's Solicitor or other duly authorised agent (please read guidance note 3). If signing on behalf of the Represantor please state in what capacity.

Signature



Date

14.6.16.

Capacity

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

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

As previously given.

Post town

Post code

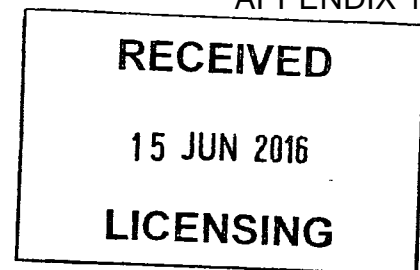
Telephone number (if any)

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

Notes for Guidance









1. The Representation must be based on one or more of the licensing objectives. Please list any additional information or details for example dates of problems if available.
2. The Representation form must be signed.
3. A Represantor's agent (for example Solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. This is the address and contact details which we shall use to correspond with you about this Representation.

To Chesterfield Borough Council
Licensing Authority
10/6/16



Regarding Application for a premises licence
By Brampton Rovers Holdings Ltd
A Private Limited Company

We the following most strongly object

	 Newbold Back Lane
	 Newbold Back Lane
	 Newbold Back Lane
	 Newbold Back Lane

We Ask You to REFUSE THIS APPLICATION COMPLETELY

To prevent crime & disorder also
The prevention of public nuisance

We live on the boundary of the playing field regardless of whether in pavilion or out we are bound to get Noise pollution .Traffic blocking the lane' and Unruly people causing havoc. Litter all over the place,

We know the drill Ask a ' lot Receive something Please don't fall for that one
To grant this in any shape or form
The football club does a good job with the youngsters,.Let it continue
When permission was given to build the pavilion Changing rooms showers we all said what a good thing
Now a private company wants it to be a money making set up with no regard to the local inhabitance or anyone else'
They are wanting discos flashing lights pop concerts dancing live music supply of alcohol putting temptation in children's way Late night refreshments

We have the Naggs head. Old house. Wheatsheaf. Newbold social club.
We don't need any more.

Signed

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RECEIVED

15 JUN 2016

LICENSING

APPENDIX 20



CHESTERFIELD
BOROUGH COUNCIL

LICENSING AUTHORITY

Environment Services, Chesterfield Borough Council, Customer Service Centre, 85
New Square, Chesterfield, S40 1AH Tel: 01246 345230

Representation Form

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/**WE** ~~represent~~ wish to make a representation in relation to an application that has been made in respect of the premises described in Part 1 below

Part 1 – Premises or club premises details

Postal address of premises or club premises, or if none, ordnance survey map reference or description

Brampton Rovers AFC
Newbold Back Lane

Post town Chesterfield

Post code (if known) S40 4RW

Name of Premises Licence holder or Club holding Club Premises Certificate (if known)

Number of Premises Licence or Club Premises Certificate (if known)

Part 2 – Representor details

(A) DETAILS OF INDIVIDUAL REPRESENTOR (fill in as applicable)

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

Surname

First names

Please tick ☒ yes

I am over 18 years old or over

☒

Current postal address if different from premises address

Post town

Postcode

Daytime contact telephone number

Email address (optional)

(B) DETAILS OF OTHER REPRESENTOR (Business, Residents Association etc)

Name and address

Telephone number (if any)

E-mail address (optional)

This Representation relates to the following licensing objective(s)

Please tick one or more boxes ✓

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

✓
✓

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

The Prevention of Crime and Disorder

The area this application refers to, clubhouse and fields, is a large area to managed by a recently incorporated company bearing in mind the link between alcohol consumption and crime and disorder.

The neighbouring licensed premises, Old House and Nags Head, have many years of experience selling alcohol to minimise the likelihood of disorderly behaviour. The licensed hours of the premises are remarkedly less than those being applied for in this application. Their activities, in my experience, are also confined to the actual built premises.

The access indicated at the side of the fields is onto a badly lit public footpath with opportunity for anti social behaviour and access to further residential properties.

Public Safety

The Prevention of Public Nuisance

The original planning application (14/00355/FUL) was for D2 category of use, and the applicant stated the activities as football matches. The current licensing application appears to be more in line with category A4.

The public nuisance factors in relation to the clubhouse are exacerbated when the playing fields are included. The noise from any open air events in the area

reverberates thereby causing noise pollution. The use of the club house and fields would only increase the problem of noise pollution and nuisance.

The planning application for the clubhouse showed provision for 44 car parking spaces. This was understood by the Highway Authority in its consultation response, to resolve the current overspill car parking in the vicinity of the site and not for any additional operation of the site. This is obviously inadequate as currently when there are football tournaments cars are parked at the lower end of the field, only a few metres from residential properties some of them lower than the field. This creates noise and emission pollution. Newbold Back Lane in this area is a narrow and badly maintained road and if vehicles parked here it would create access issues for residents and emergency vehicles. The planning application states their activities as football matches, an extension of these activities would only increase public nuisance and pollution. If outdoor lighting was used it would also cause light pollution not currently experienced by residents and I am sure would not assist the operation of the Barnett Observatory.

Please use this box if you wish to provide further details, additional sheets can be used if necessary.

Under the Local Plan the site of the former Newbold School is allocated for residential development and I assume this will also be taken into account when considering this application as the rear of the clubhouse is only a few metres from this land.

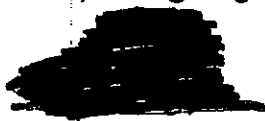
If use of the clubhouse is to change for extended activities is it adequately sound proofed. Inclusion of the playing fields, which are used every week for children to enjoy their football, in the licensing application is totally inappropriate as, alongside the public nuisance issues, damage to this facility will inevitably occur.

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

Part 3 – Signatures (please read guidance note 2)

Signature of Representer or Representer's Solicitor or other duly authorised agent (please read guidance note 3). If signing on behalf of the Representer please state in what capacity.

Signature



Date

13 - June - 2016

Capacity

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

Contact name (where not previously given) and postal address for correspondence associated with this Representation (please read guidance note 4)

Post town

Post code

Telephone number (if any)

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

Notes for Guidance

1. The Representation must be based on one or more of the licensing objectives. Please list any additional information or details for example dates of problems if available.
2. The Representation form must be signed.
3. A Representer's agent (for example Solicitor) may sign the form on their behalf provided that they have actual authority to do so.
4. This is the address and contact details which we shall use to correspond with you about this Representation.

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Steve Ashby

From: [REDACTED]
Sent: 12 June 2016 19:29
To: Steve Ashby
Subject: licence application. Brampton Rovers new application 14 June 2016

For the attention of Steve Ashby

Re licence application. Brampton Rovers new application 14 June 2016

Dear Sir

I consider the current licence application for the sale of alcohol and entertainment to be totally disproportionate to the usage for which the clubhouse was granted planning approval. I believe the current licencing proposals will constitute an unprecedented public nuisance to the surrounding residential properties (of which I am one, situated less than 100 metres from the proposed licence site)

My primary concern relates to the noise disturbance to neighbouring properties from activities intended to continue late into the night and possibly right through it. These activities include the provision of:

Plays 7 days a week from 08:00 to 02:00, provision indoors and outdoors

Films 7 days a week from 08:00 to 02:00, provision indoors and outdoors

Indoor sporting events 7 days a week from 08:00 to 02:00, provision indoors

Live music 7 days a week from 08:00 to 02:00, provision indoors and outdoors

Recorded music 7 days a week from 08:00 to 02:00, provision indoors and outdoors

Performance of dance 7 days a week from 08:00 to 02:00, provision indoors and outdoors

Late night refreshment 7 days a week from 23:00 to 03:00, provision indoors and outdoors,
 Seasonal variations of non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed are to include the broadcasting of live televised sporting events and/or on recognised UK Bank Holidays and/or after floodlit evening matches the hours will be from 2300 to 0500

Selling and supply alcohol 7 days a week from 10:00 to 02:00, provision indoors and outdoors,
 Seasonal variations of non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed are to include televised sporting events and/or recognised UK Public Holidays the hours will be from 1000 to 1000

Hours open to the public 7 days a week from 08:00 to 03:00, provision indoors and outdoors,
 Seasonal variations of non-standard timings where the premises to be open to the members and guests are to include televised sporting events and/or recognised UK Public Holidays the hours will be from 0800 to 0800

I note from the planning officer's delegated report for the erection of a single storey club house at football pitches, Newbold Back Lane, Chesterfield, Derby for Brampton Rovers AFC, application number CHE/14/00355/FUL, she states that:

"3.3 Whilst it is accepted that by introducing a new clubhouse facility to the site its use as a sports playing pitch may be escalated (by both an increase in activity and spectators etc) however **this site is allocated as a playing pitch in the Local Plan** and therefore it would not be unusual or unacceptable for neighbouring residents to experience the potential localised **noise related with play on spaces of such nature.**" (highlights mine)

I reiterate the site is allocated as a playing pitch in the Local Plan, and, it would not be unusual or unacceptable for neighbouring residents to experience the potential localised noise related to play on spaces of such nature. – This application as currently proposed is for unrestricted entertainment and noise generated in pursuance of the same. To licence such an activity would go against the directive of the Local Plan and possibly require another application for change of use of the site?

Such activities as proposed are both unusual and unacceptable to the local residents in relation to noise, because they are not generated by the legitimate playing of football and associated supporters. The application is for entertainment and consumption of alcohol carried on late into the night, and at the clubs discretion possibly right through the night.

These activities have not been limited to within the clubhouse, but are proposed to be allowed anywhere on the playing field site, at any time, and regularly up to 3 O'clock in the morning.

This would be a source of perpetual annoyance to local residents and it could well affect their health. (many of the immediate residents are pensioners living in sheltered housing accommodation on Cheedale Close)

Unacceptable night time noise can/will deprive people of sleep, and aggravated noise from people shouting (an activity invariably associated with consumption of alcohol) is frightening and debilitating and if regularly experienced can lead to depression

A good night's sleep is essential – my wife regularly has to get up at 5 O'clock in the morning to go to work – if noisy activities continue to 3 am. She would be deprived of the necessary sleep she requires to effectively discharge her duties as a nurse.

Whilst I have no objection to the moderate consumption of alcohol in the clubhouse for members social activities, I do object to the possible unrestricted access to alcohol late into the night and possibly through the night anywhere on the playing pitch.

My concerns also regard the aggravated noise and disturbance of people who have consumed too much alcohol and the possible vandalism this can engender. This can be contained to some extent on site, however when people leave the site and make their way home it's the local residents who will be left to address the problem.

Currently the Newbold – Brockwell footpath that backs onto our property has been quiet at night since Newbold Green School moved its premises. There was a period for 7-8 years previously when it became the place for local teenagers to loiter at the back of our house. Consuming alcohol, their foul language was offensive, and in their boredom, they vandalised the surroundings. Our neighbour's stone wall was dismantled at least three times and the Eyre Chapel post and wire fence so destroyed that it had to be replaced with a palisade fence. As you can imagine I do not want to see a repeat of this behaviour caused by facilities that attract loitering and alcohol consumption.

Can I suggest that the licencing application be limited to the same times as the neighbouring pubs which seem to work quite well at maintaining a peaceful night time activity? That the consumption of alcohol and entertainment is limited to the clubhouse and it's immediate environs and does not include the whole playing field. That, any activities that extend beyond 01:00 be limited to the clubhouse only.

My current understanding is that Brampton Rovers AFC has been doing a good work that enriches our local community and has created a minimal disturbance to it. I trust that this may remain the case and through wise administration of the licencing and negotiations with Brampton Rovers an amical settlement between all parties can be achieved.

Yours sincerely



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