

NOTICE IS HEREBY GIVEN that a hearing of the **LICENSING SUB-COMMITTEE** will be held in the **CIVIC SUITE 0.1A, PATHFINDER HOUSE, ST MARY'S STREET, HUNTINGDON, PE29 3TN** on **MONDAY, 19 AUGUST 2019** at **10:00 AM** and you are requested to attend for the transaction of the following business:-

A G E N D A

ITEM LED BY

APOLOGIES

1. ELECTION OF CHAIRMAN	
2. MEMBERS INTERESTS To receive from Members declarations as to disclosable pecuniary and other interests in relation to any Agenda item. Please see Notes below.	Chairman.
3. INTRODUCTION	Chairman.
4. LICENSING SUB COMMITTEE PROCEDURE (Pages 5 - 10)	Chairman.
5. THE CROWN INN, BRIDGE ROAD, BROUGHTON PE28 3AY (Pages 11 - 70) To consider an application to vary a premises licence under Section 35(3)(a) of the Licensing Act made by the following - Applicant: Albanwise Limited Premises: The Crown Inn, Bridge Road, Broughton PE28 3AY	S Mardon 387063
6. EXCLUSION OF PRESS AND PUBLIC To resolve:- to exclude the press and public from the hearing during the determination of the application.	
7. DETERMINATION To determine the application referred to in Agenda Item 5.	Chairman

Dated this 30th day of July 2019



Head of Paid Service

Notes

1. Disclosable Pecuniary Interests

(1) Members are required to declare any disclosable pecuniary interests and unless you have obtained dispensation, cannot discuss or vote on the matter at the meeting and must also leave the room whilst the matter is being debated or voted on.

(2) A Member has a disclosable pecuniary interest if it -

(a) relates to you, or
(b) is an interest of -

- (i) your spouse or civil partner; or
- (ii) a person with whom you are living as husband and wife; or
- (iii) a person with whom you are living as if you were civil partners

and you are aware that the other person has the interest.

(3) Disclosable pecuniary interests includes -

- (a) any employment or profession carried out for profit or gain;
- (b) any financial benefit received by the Member in respect of expenses incurred carrying out his or her duties as a Member (except from the Council);
- (c) any current contracts with the Council;
- (d) any beneficial interest in land/property within the Council's area;
- (e) any licence for a month or longer to occupy land in the Council's area;
- (f) any tenancy where the Council is landlord and the Member (or person in (2)(b) above) has a beneficial interest; or
- (g) a beneficial interest (above the specified level) in the shares of any body which has a place of business or land in the Council's area.

Other Interests

(4) If a Member has a non-disclosable pecuniary interest or a non-pecuniary interest then you are required to declare that interest, but may remain to discuss and vote.

(5) A Member has a non-disclosable pecuniary interest or a non-pecuniary interest where -

- (a) a decision in relation to the business being considered might reasonably be regarded as affecting the well-being or financial standing of you or a member of your family or a person with whom you have a close association to a greater extent than it would affect the majority of the council tax payers, rate payers or inhabitants of the ward or electoral area for which you have been elected or otherwise of the authority's administrative area, or
- (b) it relates to or is likely to affect any of the descriptions referred to above, but in respect of a member of your family (other than specified in (2)(b) above) or a person with whom you have a close association

and that interest is not a disclosable pecuniary interest.

2. Filming, Photography and Recording at Council Meetings

The District Council supports the principles of openness and transparency in its decision making and permits filming, recording and the taking of photographs at its meetings that are open to the public. It also welcomes the use of social networking and micro-blogging websites (such as Twitter and Facebook) to communicate with people about what is happening at meetings. Arrangements for these activities should operate in accordance with guidelines agreed by the Council and available via the following link - [filming, photography and recording at council meetings.pdf](#) or on request from the Democratic Services Team. The Council understands that some members of the public attending its meetings may not wish to be filmed. The Chairman of the meeting will facilitate this preference by ensuring that any such request not to be recorded is respected.

Please contact Mrs H Peacey, Democratic Services Officer on Tel No. 01480 388169 / email: Democratic.Services@huntingdonshire.gov.uk if you have a general query on any Agenda Item, wish to tender your apologies for absence from the meeting, or would like information on any decision taken by the Sub-Committee.

Specific enquiries with regard to items on the Agenda should be directed towards the Contact Officer.

Members of the public are welcome to attend this meeting as observers except during consideration of confidential or exempt items of business.

Agenda and enclosures can be viewed on the District Council's website – www.huntingdonshire.gov.uk (under Councils and Democracy).

If you would like a translation of Agenda/Minutes/Reports or would like a large text version or an audio version please contact the Elections & Democratic Services Manager and we will try to accommodate your needs.

Emergency Procedure

In the event of the fire alarm being sounded and on the instruction of the Meeting Administrator, all attendees are requested to vacate the building via the closest emergency exit.

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HUNTINGDONSHIRE DISTRICT COUNCIL

LICENSING SUB-COMMITTEE PROCEDURE

1. Introduction

- 1.1 The following proceedings apply to the licensing sub-committees established by the Licensing Committee of the Huntingdonshire District Council acting as the Licensing Authority.

2. Membership

- 2.1 Each licensing sub-committee shall comprise three Members appointed by the Licensing Committee from amongst its membership. A sub-committee shall elect a Chairman from amongst its members at each meeting, for the purpose of that hearing or meeting.
- 2.2 The quorum for hearings and meetings of a sub-committee shall be three members.
- 2.3 Members shall endeavour to be present throughout an individual hearing by a sub-committee. If a member of a sub-committee is required to leave a hearing temporarily, the Chairman shall adjourn the hearing for the duration of the period whilst that member is unavailable. Any member who is absent from a hearing for any reason whilst that hearing is taking place shall be precluded from commencing or continuing to take part in the matter under debate upon his arrival/return and from voting upon the matter at the conclusion of that item of business.
- 2.4 Where the Sub-Committee undertakes a site visit prior to a hearing, a member shall be precluded from taking part in the hearing if he has not attended that site visit.
- 2.5 A member will not take part in a hearing or meeting at which a matter is being discussed which relates to a premises licence, club premises certificate, temporary events notice or personal licence where either the premises or the person is resident in the ward which he represents.

3. Notice of Hearings

- 3.1 Upon the date of a hearing of a sub-committee being arranged, notice shall be given to the parties to the hearing in accordance with the requirements of the Hearings Regulations. For the purposes of this procedure, a party is defined as an applicant for a licence or certificate, a person who has given a temporary events notice, a responsible authority or a person or business that has submitted relevant representations in respect of an application or applied for a review of a licence or certificate and, in certain additional instances, the Chief Officer of Police.
- 3.2 The notice of the hearing shall be accompanied by a copy of this procedure which sets out
- the right of attendance at a hearing by a party and the right to submit representations etc.

- the consequences if a party does not attend or is not represented at a hearing
 - the procedure to be followed at the hearing
- 3.3 The notice of the hearing will also be accompanied by copies of the documents required by the Hearings Regulations and any particular points upon which the Sub-Committee considers that it will want clarification from a party at the hearing.
- 3.4 Where a hearing is to be held on more than one day, the hearing will be arranged so that it takes place on consecutive working days.

4. Action Following Receipt of Notice of Hearing

- 4.1 Upon receipt of a notice of a hearing, a party is required to give notice to the licensing authority whether
- he intends to attend or be represented at the hearing,
 - he wishes to request permission for any other person to appear at the hearing, accompanied by the name of the person and a brief description of the point(s) to be made by the person, and
 - he considers the hearing to be necessary.
- 4.2 A party should notify the licensing authority within the following timescales-
- 1 working day of the hearing in the case of a cancellation of an interim authority notice following police objections or a counter notice following police objection to a temporary events notice;
 - 2 working days of the hearing in the case of a review of a premises licence following a closure order or the conversion of an existing licence or club premises certificate or an application by the holder of a justices' licence for a personal licence; or
 - 5 working days of the hearing in all other cases.
- 4.3 Notice may be given to licensing authority by electronic means to the address democratic.services@huntingdonshire.gov.uk but upon sending the notice by this means, a party must also give the notice to the licensing authority in writing.
- 4.4 A sub-committee may dispense with the holding of a hearing if all of the parties have given notice that they consider a hearing to be unnecessary. Where the parties have agreed that a hearing is unnecessary in such circumstances, the Council shall give notice to the parties that the hearing has been dispensed with.
- 4.5 Where a hearing has been dispensed with, the matter which was to have been the subject of the hearing shall be determined at a meeting of the Sub-Committee.

5. Withdrawal of Representations

- 5.1 A party may give notice to the licensing authority no later than 24 hours before the commencement of the hearing that he wishes to withdraw his representations or he may do so orally at the hearing.

6. Extension of Time

- 6.1 The Sub-Committee may extend any of the time limits specified in this procedure where it considers it necessary to do so in the public interest and shall give notice of the extension of time and the reason for it to the parties to the hearing.
- 6.2 The Sub-Committee may adjourn the hearing or arrange for it to be held on specified additional days, where it considers this to be necessary to consider any representations made by a party. The parties to the hearing will be notified of the adjournment or rearrangement.
- 6.3 In considering any extension of time or adjournment, the Sub-Committee will not exercise its powers so that an application is deemed as granted or rejected in accordance with the transitional arrangements specified in the Act.

7. The Hearing

- 7.1 The Sub-Committee may exclude the public from all or part of a hearing where it considers that the public interest in so doing outweighs the public interest in the hearing or that part of the hearing taking place in public. The Sub-Committee will normally resolve to exclude the public from that part of the hearing during which the Sub-Committee determines the matter which is the subject of the hearing.
- 7.2 Subject to the above, a party may attend the hearing and may be assisted or represented by any person whether or not that person is legally qualified
- 7.3 At the commencement of the hearing, the Chairman shall introduce the members of the Sub-Committee and any officers in attendance to support the Sub-Committee and shall ask the parties and any persons accompanying them to state their names and addresses or who they represent. The Chairman shall explain to the parties present that the hearing is subject to this procedure, copies of which will have been distributed to the parties with the notice of the hearing, and shall enquire of the persons present whether there are any questions of clarity or explanation about its contents.
- 7.4 The Sub-Committee shall consider any request from another person to appear at the hearing of which notice has been given but such permission shall not be unreasonably withheld.

Procedure in all cases other than an application for a review of a premises licence or a club premises certificate or convictions coming to light after the grant or renewal of a personal licence

- 7.5 The Licensing Officer will present the application. The Chairman will then invite the applicant or his representative to address the Sub-Committee on his application, to respond to any point(s) upon which notice has been given that clarification is required by the licensing authority and to call any person(s) to whom permission has been granted to appear in support of his application.

The applicant will be allowed a maximum period of time of twenty minutes in which to address the Sub-Committee and call persons on his behalf.

- 7.6 The applicant or his representative or any person called on his behalf may then be asked any questions upon their presentation by any member of the Sub-Committee or by any of the other parties present at the hearing or their representatives.
- 7.7 The Chairman will then invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any person(s) to whom permission has been granted to appear. Each party will be allowed a maximum period of time of twenty minutes in which to address the Sub-Committee and call persons on his behalf. The sequence in which each of the parties will be invited to address the Sub-Committee will be at the discretion of the Chairman but will normally be in the order of the Chief Officer of Police, the Fire Authority, the health and safety at work enforcing authority, the local planning authority, the local environmental health authority, the local weights and measures authority, the authority responsible for the protection of children from harm, a navigation or other authority responsible for waterways and any other party that has submitted representations in respect of the application, certificate, notice or other matter appearing before the Sub-Committee.
- 7.8 The party or his representative or any of his witnesses may be asked any questions upon their presentation by any member of the Sub-Committee or by the applicant or his representative or any of the other parties present at the hearing or their representatives.
- 7.9 Where relevant written representations have been received and the party submitting those representations has given notice of his intention not to attend the hearing, the parties present will be invited by the Chairman to indicate whether they wish to comment on the representations submitted. The Sub-Committee may take into account documentary or other evidence submitted by a party either in support of their application, notice or representations either before the hearing or, with the consent of all of the other parties present, at the hearing.
- 7.10 Where appropriate, the Chairman shall remind the parties that their representations should be relevant to the licensing objectives of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm. The Sub-Committee shall disregard any information given by a party or person permitted to appear which is not relevant to their application, notice or representations or to the licensing objectives. If, in his opinion, the Chairman feels that the representations being made are not relevant, he may, after first reminding the party of the need for relevance, advise the party that he will no longer be heard. Where in the opinion of the chairman, a party is being repetitious, vexatious or slanderous in his remarks, the Chairman may first warn the party and may then advise the party that he will no longer be heard. The ruling of the Chairman shall be final in such circumstances.
- 7.11 The Chairman may require any person who in his opinion is behaving in a disruptive manner at a hearing to leave the hearing and may refuse to permit that person to return or to return only upon complying with such conditions as the Chairman may specify. However any such person may submit any

evidence in writing that they proposed to give orally, provided that they do so before the end of the hearing.

- 7.12 After each party has addressed the Sub-Committee and after comments have been invited on written representations, the applicant or his representative will be invited by the Chairman to sum up his application for a time not exceeding two minutes but without introducing any new evidence to the proceedings.

Procedure in cases relating to an application for a review of a premises licence or a club premises certificate or convictions coming to light after the grant or renewal of a personal licence

- 7.13 In the case of such hearings, the above procedure shall be followed with the exception that the applicant for a review of a premises licence or a club premises certificate or the chief officer of police in the case of an objection notice where convictions have come light after the grant or renewal of a personal licence will be invited to address the Sub-Committee first and to call any person(s) to whom permission has been granted to appear.
- 7.14 After any questions have been dealt with the holder of the licence or certificate will be invited to address the Sub-Committee and to call any person(s) to whom permission has been granted to appear.
- 7.15 There shall be no right of reply for the applicant for a review of the licence or certificate or for the Chief Officer of Police.

8. Determination of Applications

- 8.1 At the conclusion of the hearing, the Sub-Committee will determine the application in accordance with the timescales specified in the Hearings Regulations but, in any event, will endeavour to do so as soon as practicable after the hearing has concluded.
- 8.2 Where a hearing has been dispensed with in accordance with paragraph 4.2 above, the application will be determined by the Sub-Committee within 10 working days of notice having been given to the parties that the hearing has been dispensed with.
- 8.3 The Licensing Authority will notify the applicant and parties of its decision forthwith upon the making of the decision.
- 8.4 A record shall be taken of the hearing by the licensing authority which shall be retained for six years after the date of the determination of the hearing or the disposal of an appeal against the determination.

9. Meetings of the Sub-Committee

- 9.1 Any meetings of the Sub-Committee, other than hearings described above, shall be subject to the proceedings adopted by the Licensing Committee for the conduct of its own business except where otherwise stated above.

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LICENSING SUB-COMMITTEE – 19 August 2019

LICENSING ACT 2003 APPLICATION TO VARY A PREMISES LICENCE HDC/PRE00112 THE CROWN INN, BRIDGE ROAD, BROUGHTON, PE28 3AY

1. INTRODUCTION

- 1.1 This application was received on 26 June 2019 and has been made by Albanwise Limited, the premises licence holder, via their agent Mills & Reeve LLP.
- 1.2 The application seeks to vary an existing premises licence HDC/PRE00112. To increase the licenced area to include the external area, and to add and increase the times licensable activities may take place. The application form including plans are attached at **Appendix A**
- 1.3 Further to the application being received, on 27 June 2019 the applicant via their agent requested to amend the application, in order to include the removal of the outdated embedded restriction as detailed at Annex 2 of the current premises licence. This request is shown at **Appendix B**, and summarised at point 'g' of 1.6 below
- 1.4 On the 9 July 2019, a further email was received from the applicants' agent requesting a voluntary amendment to the requested hours, following a meeting with the Parish Council. This request is shown at **Appendix C**, and summarised at 1.6 below
- 1.5 On the 23 July 2019, a further email was received from the applicants' agent advising the previous amendment was incorrect, whereby the terminal hour for all activities on Sundays should have read 22:30 not 23:00. This request is shown at **Appendix D**, and summarised at 1.6 below
- 1.6 A summary of the application and amendments is shown below
- a. Provision of Films
Currently: not permitted
Applied for: Outdoors, Mondays to Sundays 11:00 to 01:00
Amended 09.07.2019: Outdoors, Mondays to Thursdays 11:00 to 23:00, Fridays & Saturdays 11:00 to 00:00, Sundays 11:00 to 23:00
Amended 23.07.2019: Sundays 11:00 to 22:30
 - b. Provision of Live Music
Currently: Not Permitted
Applied for: Indoors & Outdoors, Mondays to Sundays 11:00 to 01:00
Amended 09.07.2019: Indoors & Outdoors, Mondays to Thursdays 11:00 to 23:00, Fridays & Saturdays 11:00 to 00:00, Sundays 11:00 to 23:00
Amended 23.07.2019: Sundays 11:00 to 22:30
 - c. Provision of Recorded Music
Currently: Not Permitted
Applied for: Indoors & Outdoors, Mondays to Sundays 11:00 to 01:00
Amended 09.07.2019: Indoors & Outdoors, Mondays to Thursdays 11:00 to 23:00, Fridays & Saturdays 11:00 to 00:00, Sundays 11:00 to 23:00
Amended 23.07.2019: Sundays 11:00 to 22:30

- d. Anything of a similar description
Currently: Not permitted
Applied for: Indoors & Outdoors, Mondays to Sundays 11:00 to 01:00
Amended 09.07.2019: Indoors & Outdoors, Mondays to Thursdays 11:00 to 23:00, Fridays & Saturdays 11:00 to 00:00, Sundays 11:00 to 23:00
Amended 23.07.2019: Sundays 11:00 to 22:30

- e. Provision of Late-Night Refreshment
Currently: Not permitted
Applied for: Indoors & Outdoors, Mondays to Sundays 23:00 to 01:00
Amended 09.07.2019: Indoors & Outdoors, Mondays to Thursdays Not Required, Fridays & Saturdays 23:00 to 00:00, Sundays Not Required
Amended 23.07.2019: No Amendment

- f. Supply of alcohol
Currently: for consumption ON & OFF the premises, Mondays to Saturdays 11:00 to 23:00, Sundays 12:00 to 22:30
Applied for: for consumption ON & OFF the premises Mondays to Sundays 10:00 to 01:00
Amended 09.07.2019: Indoors & Outdoors, Mondays to Thursdays 11:00 to 23:00, Fridays & Saturdays 11:00 to 00:00, Sundays 11:00 to 23:00
Amended 23.07.2019: Sundays 11:00 to 22:30

- g. Amendment to application 27.06.2019, requested to also remove the outdated embedded restrictions currently imposed at annex 2 of the current Premises Licence.

1.7 Section 'M' of the application form addresses the four licensing objectives. Any proposals made in this section are normally translated directly into conditions that will be attached to the premises licence.
 Paragraphs 8.41- 8.49 and Section 10 of the Home Office guidance issued under section 182 refer to the operating schedule and licence conditions.

1.8 A copy of the current premises licence and plan is attached as **Appendix E**.

2. BACKGROUND

2.1 The Crown Inn has had the benefit of the current premises licence since 2005. In June 2008 the licence was transferred to Albanwise Limited.

2.2 The Designated Premises Supervisor is Mr Mark Burrell. Mr Burrell has been the DPS since September 2010.

2.3 Previously Mr Burrell has submitted Temporary Event Notices, to allow extended hours and licensable activities not currently permitted by the premises licence. Whilst not strictly relevant to the variation application, these are referred to in a representation, and a schedule detailing these will be made available at the hearing should it be required.

3. REPRESENTATIONS

3.1 During the period for representations three representations have been received from 'other persons'. The representations have been attached in their entirety as **Appendix F**.

3.2 Not all matters raised within the representation may be relevant matters for consideration under the Licensing Act 2003.

3.3 In their role as a Responsible Authority, Environmental Health have discussed noise attenuation with the applicant via their agent, and have been able to agree the following condition
'Where music is played outside, not in a marquee, a terminal hour of 21:00hrs will be observed'

3.4 However, there still remains an unresolved issue with regard to music played outside, but within a marquee. The full representation and associated documents are attached as **Appendix G**. Should further progress be made in this regard, a verbal update will be provided at the hearing.

3.5 Comments from the Chairman of Broughton Parish Council have also been received. This is attached as **Appendix H**

3.6 A person who has submitted a relevant representation is entitled to address the Licensing Sub-Committee at the hearing and ask questions of any other party appearing at the hearing.

4. GENERAL DUTY/ POLICY CONSIDERATIONS

4.1 The licensing authority must carry out its functions under the Act with a view to promoting the licensing objectives, each objective has equal importance, the objectives are:

- a. the prevention of crime and disorder,
- b. public safety,
- c. the prevention of public nuisance, and
- d. the protection of children from harm.

4.2 The sub-committee must also have regard to –

- a. its statement of licensing policy, and
- b. any statutory guidance issued under Section 182 of the Licensing Act 2003.
- c. the Human Rights Act 1988

4.3 The Council must also fulfil its obligations under Section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in its district.

5. DETERMINATION

5.1. In making a decision, this application must be determined on its individual merits having regard to the representations and supporting documents included as part of the report along with additional information considered relevant at the hearing. As part of the decision process the sub-committee is required to give its reasons for any decision arrived at.

5.2. Any decision made by the sub-committee must be reasonable and proportionate and promote the Licensing objectives.
The Committee may:-

- a. Grant the application as applied for
- b. Refuse the application
- c. To grant the licence with conditions or modifications as considered appropriate to promote the licensing objectives

BACKGROUND INFORMATION

Licensing Act 2003.

Guidance issued under section 182 of the Licensing Act 2003.

The Council's Statement of Licensing Policy.

Licensing Officer: Sarah Mardon

25 July 2019

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

The Licensing Authority - Licensing
Huntingdonshire District Council
Pathfinder House
St Mary's Street
Huntingdon
PE29 3TN

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

X/We Albanwise Limited
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number
HDC/PRE00112

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description The Crown Inn Bridge Road Broughton	
Post town Huntingdon	Post code PE28 3AY
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 26,000.00

Part 2 - Applicant Details

Daytime contact telephone number		
E-mail address (optional)		
Current postal address if different from premises address	Old School House Barton Bendish	
Post town	King's Lynn	Post code PE33 9DL

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?
 DD MM YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The premises is a village pub primarily consisting of a fine diner / restaurant. From time to time it provides the venue for various events such as weddings, the village ball and charity events, a daytime annual beer festival and an outdoor open air cinema. The premises has a substantial garden of approximately one acre where most of the events take place, very often inside a marquee erected for the purpose. The garden does not currently fall within the licensed area of the premises and nor is the premises currently licensed for the provision of regulated entertainment. The events are currently authorised by way of TENs. This application is to vary the licence to extend the area covered by it to the garden area as shown on the attached plan so as to obviate the need for TENs; to authorise an outside bar, the provision of music and late night refreshment at these events and to extend the time for the supply of alcohol to 01:00am. It is not intended that alcohol will be supplied that late on every day of the year or that regulated entertainment and late night refreshment will be provided every day of the year. The application is intended to cater for the events held at the premises as and when they occur.

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

Part 4 - Operating Schedule

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

- Provision of regulated entertainment** (Please see guidance note 3) **Please tick all that apply**
- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)
 - f) recorded music (if ticking yes, fill in box F)
 - g) performances of dance (if ticking yes, fill in box G)
 - h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)
- Provision of late night refreshment** (if ticking yes, fill in box I)
- Supply of alcohol** (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place Indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed				State any seasonal variations for performing plays (please read guidance note 6)	
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place Indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input checked="" type="checkbox"/>
Mon	11:00	01:00	Please give further details here (please read guidance note 5) From time to time an outdoor open air cinema is held in the garden of the premises. Some of the films shown are very long and hence the application to be licensed until 01:00am so as to cover all eventualities.	Both	<input type="checkbox"/>
Tue	11:00	01:00			
Wed	11:00	01:00		State any seasonal variations for the exhibition of films (please read guidance note 6)	
Thur	11:00	01:00			
Fri	11:00	01:00	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat	11:00	01:00			
Sun	11:00	01:00			

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 4)			
Day	Start	Finish	Indoors	<input type="checkbox"/>		
Mon			Outdoors	<input type="checkbox"/>		
			Both	<input type="checkbox"/>		
Tue			<u>Please give further details here</u> (please read guidance note 5)			
Wed					<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)	
Thur						
Fri					<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)	
Sat						
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	01:00	<p>Please give further details here (please read guidance note 5)</p> <p>From time to time the premises is used as a venue for events such as weddings, the village ball and charity events and an annual daytime beer festival at which live music is provided. Most of these events are held outside in the garden, often in a Marquee.</p> <p>State any seasonal variations for the performance of live music (please read guidance note 6)</p> <p>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 7)</p> <p>Where music is provided for events held outside in the garden, but not in a Marquee, a terminal hour of 21:00 will be observed. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.</p>	Both	<input checked="" type="checkbox"/>
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	01:00	<p>Please give further details here (please read guidance note 5)</p> <p>From time to time the premises is used as a venue for events such as weddings, the village ball and charity events and an annual daytime beer festival at which recorded music is provided. Most of these events are held outside in the garden, often in a Marquee.</p> <p>State any seasonal variations for the playing of recorded music (please read guidance note 6)</p> <p>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 7)</p> <p>Where music is provided for events held outside in the garden, but not in a marquee, a terminal hour of 21:00 will be observed. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.</p>	Both	<input checked="" type="checkbox"/>
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:00			
Fri	11:00	01:00			
Sat	11:00	01:00			
Sun	11:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>	
Tue						
Wed				State any seasonal variations for the performance of dance (please read guidance note 6)		
Thur						
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 7)			
Sat						
Sun						

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
			Anything of a similar description to that falling within the provision of live and recorded music.		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both - please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon	11:00	01:00		Outdoors	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>	
Tue	11:00	01:00	Please give further details here (please read guidance note 5)		
Wed	11:00	01:00			
Thur	11:00	01:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri	11:00	01:00			

Sat	11:00	01:00	<p>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 7)</p>
Sun	11:00	01:00	
			<p>Where anything of a similar description to that falling within the provision of live and recorded music is provided for events held outside in the garden, but not in a marquee, a terminal hour of 21:00 will be observed.</p> <p>On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.</p>

I

<p>Late night refreshment Standard days and timings (please read guidance note 8)</p>			<p>Will the provision of late night refreshment take place indoors or outdoors or both - please tick (please read guidance note 4)</p>	<p>Indoors <input type="checkbox"/></p> <p>Outdoors <input type="checkbox"/></p> <p>Both <input checked="" type="checkbox"/></p>
Day	Start	Finish		
Mon	23:00	01:00	<p>Please give further details here (please read guidance note 5)</p> <p>It is anticipated that late night refreshment may occasionally be provided both indoors and outdoors when events are being held at the premises.</p>	
Tue	23:00	01:00		
Wed	23:00	01:00	<p>State any seasonal variations for the provision of late night refreshment (please read guidance note 6)</p>	
Thur	23:00	01:00		
Fri	23:00	01:00	<p>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)</p> <p>On New Year's Eve from the end of permitted hours on New Year's Eve to 5am on the following day.</p>	
Sat	23:00	01:00		
Sun	23:00	01:00		

J

<p>Supply of alcohol Standard days and timings (please read guidance note 8)</p>			<p>Will the supply of alcohol be for consumption - please tick (please read guidance note 9)</p>	<p>On the premises <input type="checkbox"/></p> <p>Off the premises <input type="checkbox"/></p> <p>Both <input checked="" type="checkbox"/></p>
Day	Start	Finish		
Mon	11:00	01:00	<p>State any seasonal variations for the supply of alcohol (please read guidance note 6)</p>	
Tue	11:00	01:00		
Wed	11:00	01:00		

Thur	11:00	01:00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day.
Fri	11:00	01:00	
Sat	11:00	01:00	
Sun	11:00	01:00	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon			
Tue			

Wed			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Thur			
Fri			
Sat			
Sun			

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

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

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

a) General - all four licensing objectives (b, c, d and e) (please read guidance note 11)

As described in the section on page 3 under "nature of the proposed variation", the premises already holds the events in the area for which this variation application is being made and sells alcohol and provides regulated entertainment for the hours applied for but does so under the authority of TENs. The premises has never in the past 9 years had any complaint or the need for any responsible authority to be called in. In these circumstances the applicant does not believe that it is necessary to take any additional steps to promote the licensing objectives than the steps it already takes.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 5 - Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Mills & Reeve LLP</i>
Date	25 June 2019
Capacity	Solicitors for the Applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	
Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15) Harriet Wells Mills & Reeve LLP 1 St James Court Whitefriars	
Post town	Norwich
Post code	NR3 1RU
Telephone number (if any)	01603 693239
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) harriet.wells@mills-reeve.com	

Notes for Guidance

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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - **Plays:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - **Films:** no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - **Indoor sporting events:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - **Boxing or Wrestling Entertainment:** no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - **Live music:** no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - **Recorded Music:** no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - **Dance:** no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - **Cross activity exemptions:** no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;

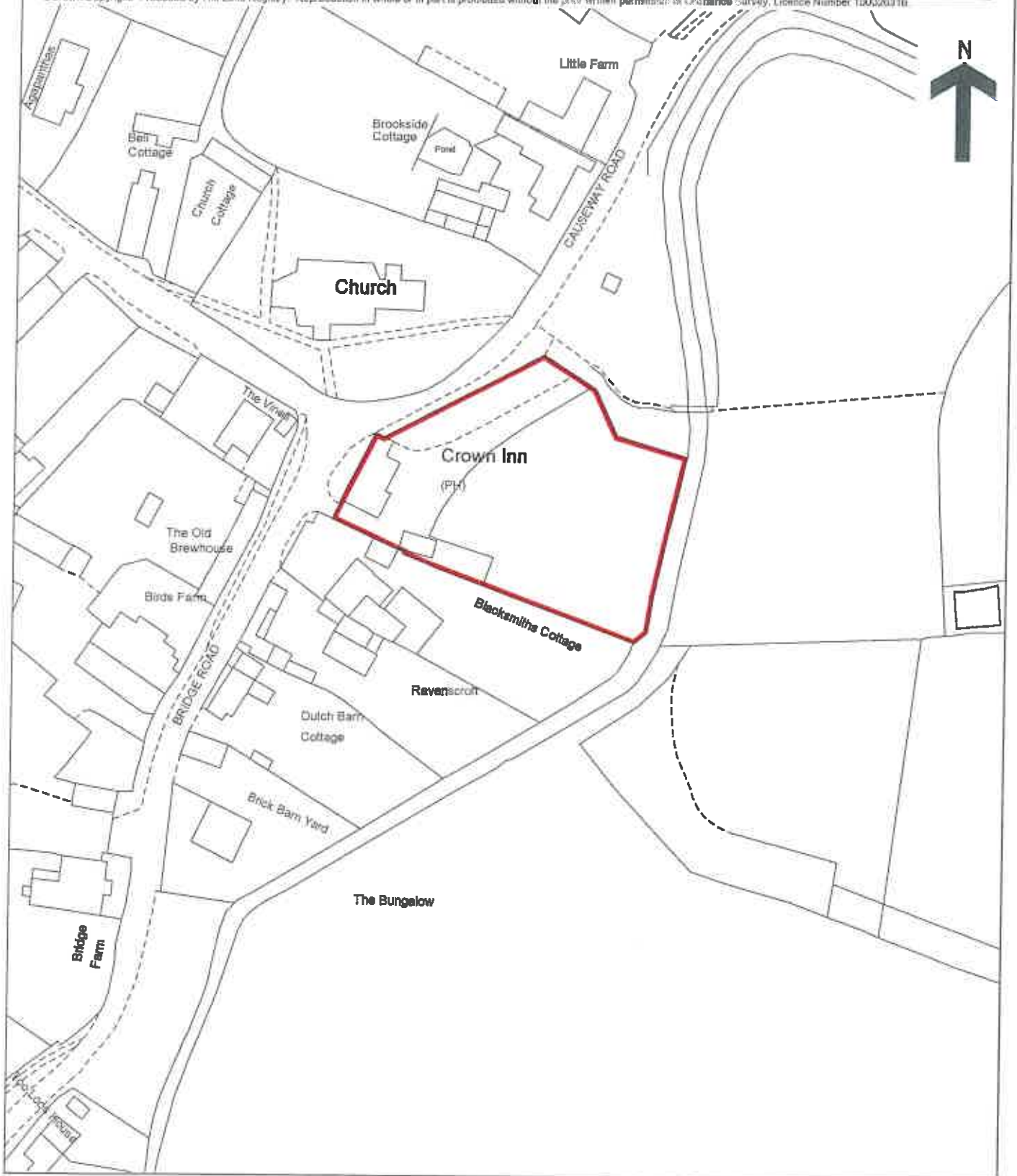
- any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example 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.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

HM Land Registry
Official copy of
title plan

Title number **CB356983**
Ordnance Survey map reference **TL2877NW**
Scale **1:1250 enlarged from 1:2500**
Administrative area **Cambridgeshire :**
Huntingdonshire



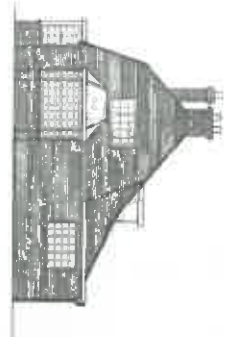
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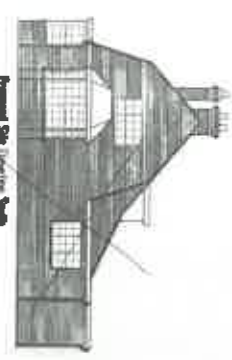
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SECTION

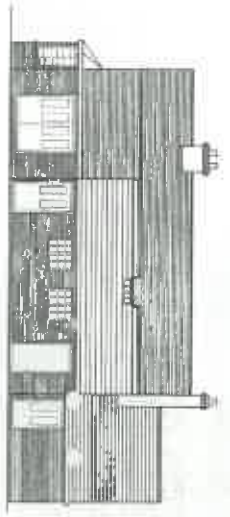
See notes to scales and drawings for details and materials.



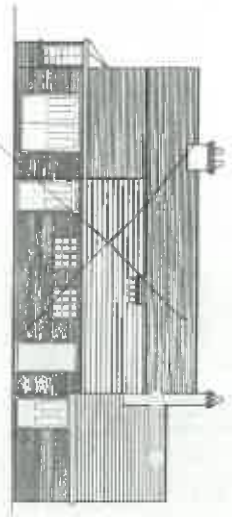
Existing Side Elevation South



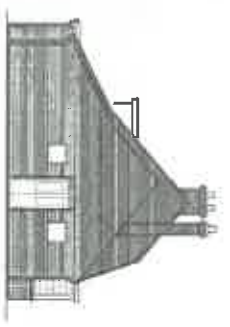
Proposed Side Elevation South



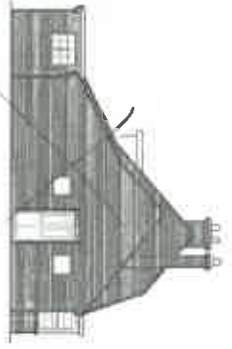
Existing Side Elevation East



Proposed Side Elevation East

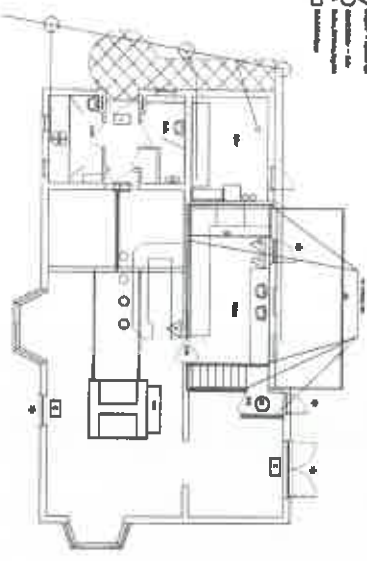


Existing Side Elevation West

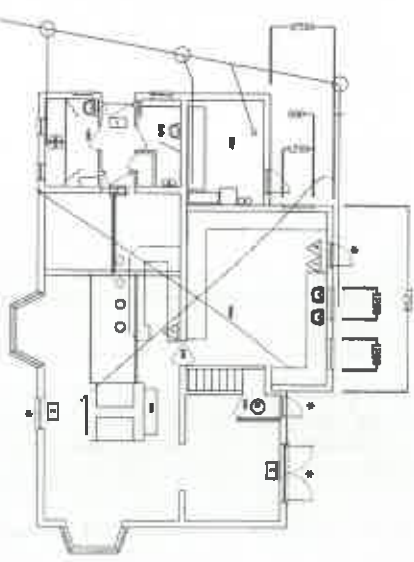


Proposed Side Elevation West

- 1. Existing Roofing
- 2. New Roofing
- 3. Existing Siding
- 4. New Siding
- 5. Existing Windows
- 6. New Windows
- 7. Existing Doors
- 8. New Doors
- 9. Existing Stairs
- 10. New Stairs
- 11. Existing Foundation
- 12. New Foundation



Existing Ground Floor Plan



Proposed Ground Floor Plan (Optional)

PROFILE
DESIGN AND REVISIONS
 Registered Architect (2008) 2008

| NO. | DATE | DESCRIPTION | BY | CHECKED |
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Mardon, Sarah (Licensing)

From: Harriet Wells <Harriet.Wells@Mills-Reeve.com>
Sent: 27 June 2019 14:40
To: Licensing
Subject: The Crown Inn, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]
Categories: SARAH, CATHERINE

Dear Sirs

Further to the call from Sarah Marden this morning, this is to confirm that this variation application should include application to remove the embedded restrictions.

Regards
Harriet

Harriet Wells
Senior Associate
for Mills & Reeve LLP

[Click here](#) for our latest legal insights on Brexit

Tel: +(44)01603 693239 (Ext 3239)
Twitter: [@MillsandReeve](#)
Harriet.Wells@Mills-Reeve.com
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1 St James Court, Whitefriars
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Mardon, Sarah (Licensing)

From: Harriet Wells <Harriet.Wells@Mills-Reeve.com>
Sent: 09 July 2019 11:44
To: Licensing
Cc: 'Johnkathyray@aol.co.uk'; 'The Crown Inn'
Subject: The Crown, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]

Categories: SARAH, CATHERINE

Dear Licensing Team

My client, the Crown Inn, has been copied in to the email below, being the Parish Council's representation sent to you in relation to the variation application I have submitted on my client's behalf.

As Mr Ray says, he had a meeting with Mark Burrell and his partner last week to discuss the Parish Council's concerns. I understand these centre around the terminal hours being applied for the various licensable activities.

The agreement reached is that the licence application is to be amended so that the terminal hours sought for each of the activities are:

Monday – Thursday and Sunday 11pm
Friday and Saturday 12 midnight.

I shall be grateful if you will make the necessary adjustments to the application. My understanding is that it is unnecessary to actually submit an amended application, but I shall be grateful if you will confirm.

I am copying this email to Mr Ray and shall be grateful if he will email you (and copy me in) to confirm the Parish Council's agreement to the above.

Regards
Harriet

Harriet Wells
Senior Associate
for Mills & Reeve LLP

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Twitter: @MillsandReeve
Harriet.Wells@Mills-Reeve.com
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1 St James Court, Whitefriars
Norwich NR3 1RU
DX 5210 NORWICH

From: Johnkathyray@aol.co.uk <Johnkathyray@aol.co.uk>

Sent: 05 July 2019 23:43

To: licensing@Huntingdonshire.gov.uk

Subject: The Crown, Broughton

Hello Sarah

Re Application 19/01751/LAPRE5 The Crown Inn , Broughton.

Following our telephone conversation on Wednesday morning, Broughton Parish Council is totally opposed to the above numbered application and wish to object to it in the strongest possible terms.

We have had a discussion with Mark and Daska at The Crown about what they need and what we would find acceptable and have come to an agreement on these issues.
Mark is going to put in a new application that reflects these discussions

Best wishes

John Ray (Chairman Broughton Parish Council)



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Mardon, Sarah (Licensing)

Subject: FW: The Crown, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]

From: Harriet Wells <Harriet.Wells@Mills-Reeve.com>

Sent: 23 July 2019 14:23

To: Licensing (HDC) <Licensing@huntingdonshire.gov.uk>; Mardon, Sarah (Licensing) <Sarah.Mardon@huntingdonshire.gov.uk>

Cc: 'The Crown Inn' <info@thecrowninnrestaurant.co.uk>

Subject: RE: The Crown, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]

Dear Sarah

Further to our emails below, the amendment to the terminal licensing hour for Sunday that my client has agreed should have been to 22.30 (and not 23:00).

I shall be grateful if you will amend your records accordingly and notify the responsible authorities.

Regards
Harriet

Harriet Wells
Senior Associate
for Mills & Reeve LLP

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Twitter: @MillsandReeve
Harriet.Wells@Mills-Reeve.com
www.mills-reeve.com

1 St James Court, Whitefriars
Norwich NR3 1RU
DX 5210 NORWICH

From: Licensing <Licensing@huntingdonshire.gov.uk>

Sent: 09 July 2019 12:57

To: Harriet Wells <Harriet.Wells@Mills-Reeve.com>

Subject: RE: The Crown, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]

This Message originated outside your organisation.

Dear Harriet

Thank you for your email. To date I have not received any valid representations with regards to this application.

I will circulate the amendments to the Responsible Authorities, but there is no need for a new application form or further advertising.

Kind regards

Sarah Mardon
Licensing Officer

Huntingdonshire District Council
Pathfinder House
St. Mary's Street

Huntingdon
PE29 3TN
www.huntingdonshire.gov.uk/licensing

From: Harriet Wells <Harriet.Wells@Mills-Reeve.com>
Sent: 09 July 2019 11:44
To: Licensing <Licensing@huntingdonshire.gov.uk>
Cc: 'Johnkathyray@aol.co.uk' <johnkathyray@aol.co.uk>; 'The Crown Inn' <info@thecrowninnrestaurant.co.uk>
Subject: The Crown, Broughton HDC/PRE00112 [M&R-FirmDMS.FID37962238]

Dear Licensing Team

My client, the Crown Inn, has been copied in to the email below, being the Parish Council's representation sent to you in relation to the variation application I have submitted on my client's behalf.

As Mr Ray says, he had a meeting with Mark Burrell and his partner last week to discuss the Parish Council's concerns. I understand these centre around the terminal hours being applied for the various licensable activities.

The agreement reached is that the licence application is to be amended so that the terminal hours sought for each of the activities are:

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Friday and Saturday 12 midnight.

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Regards
Harriet

Harriet Wells
Senior Associate
for Mills & Reeve LLP

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Harriet.Wells@Mills-Reeve.com
www.mills-reeve.com

1 St James Court, Whitefriars
Norwich NR3 1RU
DX 5210 NORWICH

From: johnkathyray@aol.co.uk <johnkathyray@aol.co.uk>
Sent: 05 July 2019 23:43
To: Licensing@Huntingdonshire.gov.uk
Subject: The Crown, Broughton

Hello Sarah

Re Application 19/01751/LAPRE5 The Crown Inn , Broughton.

Following our telephone conversation on Wednesday morning, Broughton Parish Council is totally opposed to the above numbered application and wish to object to it in the strongest possible terms.

We have had a discussion with Mark and Daska at The Crown about what they need and what we would find acceptable and have come to an agreement on these issues.
Mark is going to put in a new application that reflects these discussions

Best wishes

John Ray (Chairman Broughton Parish Council)



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**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

Part 1 – Premises Details

Postal address of premises, or if none, ordnance survey map reference or description, including Post Town, Post Code

Crown Inn
Bridge Road
Broughton
Huntingdon
Cambridgeshire
PE28 3AY

Telephone number 01487 824428

Where the licence is time limited the dates : **Not Applicable**

This licence comes into effect on : **24.11.2005**
The annual fee is due with effect from : **25.07.2011** and each year thereafter.

Licensable activities authorised by the licence
(M) Supply of Alcohol on Premises
(M) Supply of Alcohol off Premises

Times the licence authorises the carrying out of licensable activities
(M) Supply of Alcohol on Premises
Week Days (Including Saturdays) 11:00 - 23:00
Sundays 12:00 - 22:30

(M) Supply of Alcohol off Premises
Week Days (Including Saturdays) 11:00 - 23:00
Sundays 12:00 - 22:30
Seasonal/Non Stand. Times see Annex 4

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen".

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

The opening hours of the premises

Opening times were not given on application

Note: For seasonal variations or non standard timings in the opening hours refer to Annex 4

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

Alcohol is supplied for consumption both on and off the Premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

**Albanwise Limited
The Old School House
Fincham Road
Barton Bendish
King's Lynn
Norfolk
PE33 9DN**

01366 348055

Registered number of holder, for example company number, charity number (where applicable)

01359468

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keene", written in a cursive style.

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

**Mr Mark Burrell
Crown Inn
Bridge Road
Broughton
Huntingdon
PE28 3AY**

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

Reference Number: 098315 Licensing Authority: Greater Manchester City Council

Notes for the attention of the Licensee:

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen", is written over a light blue horizontal line.

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

ANNEX 1 – MANDATORY CONDITIONS

- 1 (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children -
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on -
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Rees".

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

Schedule 12
Part A



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

AGE VERIFICATION AND ALCOHOLIC DRINK MEASUREMENTS TO TAKE EFFECT FROM THE 1ST OCTOBER 2010

4. - (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
5. The responsible person shall ensure that -
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-
 - (i) beer or cider: 1/2 pint;
 - (ii) gin, rum, vodka or whiskey: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml; and
 - (b) customers are made aware of the availability if these measures.
6. If the supply of alcohol is authorised by this licence
 - (a) no supply may be made
 - (i) at a time when there is no designated premises supervisor in respect of the premises licence; or
 - (ii) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended;
 - (b) every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen", is written over a light blue horizontal line.

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

ANNEX 2 – CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

1 This licence is subject to conditions that reproduce the effect of conditions attached to the following licence which applied in respect of the premises at the time of conversion -

Justices On Licence

This licence is also subject to conditions which reproduce the effect of any restriction which had effect on the use of the premises for licensable activities at the time of conversion -

- (a) Children and Young Persons Act 1933;
- (b) Licensing Act 1964; and
- (c) Sporting Events (Control of Alcohol, etc) Act 1985.

For the avoidance of doubt, the table attached as Appendix 1 should be regarded as the embedded restrictions under the Licensing Act 1964.

The time of conversion in respect of the premises is the date when the licence was granted by the licensing authority under the Licensing Act 2003.

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen".

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

ANNEX 3 – CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY
Not Applicable

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen".

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

ANNEX 4 – PERMITTED HOURS – For the licensable activities authorised by this licence:

- 1 Alcohol may also be sold or supplied
- (a) on weekdays, other than Christmas Day, Good Friday or New Year's Eve, 11:00 to 23:00hrs;
 - (b) on Sundays, other than Christmas Day or New Year's Eve, 12:00 to 22:30hrs;
 - (c) on Good Friday, 12:00 to 22:30hrs;
 - (d) on Christmas Day, 12:00 to 15:00 and 19:00 to 22:30hrs;
 - (e) on New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day and the premises may be open to the public during those times.

Where the permitted hours are restricted by condition, the permitted hours are varied accordingly.

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keene", written in a cursive style.

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

**Schedule 12
Part A**



Premises Licence

Regulation 33, 34

Premises Licence Number

HDC/PRE00112

ANNEX 5 – PLANS

For plan see inside rear cover

Licence valid from: 24.11.2005

A handwritten signature in black ink, appearing to read "R. Keen".

Date of Issue: 15.09.2010

Signed:

Head of Democratic and Central Services

Page 9 of 9

Huntingdonshire District Council

APPENDIX 1

LICENSING ACT 1964 – EMBEDDED RESTRICTIONS

(The reference in these restrictions to the hours stated are the hours shown on the licence or club premises certificate under the Licensing Act 2003 in respect of the premises)

Premises with Justices On Licences

1. The times at which alcohol may be sold or supplied under the premises licence do not prohibit –
 - (a) during the first 20 minutes after the hours stated, the consumption of the alcohol on the premises;
 - (b) during the first 20 minutes after the hours stated, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - (c) during the first 30 minutes after the hours stated, the consumption of the alcohol on the premises by persons taking meals there, if the alcohol was supplied for consumption as ancillary to the meals;
 - (d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - (e) the ordering of alcohol to be consumed off the premises or the despatch by the vendor of the alcohol so ordered;
 - (f) the sale of alcohol to a trader or club for the purposes of the trade or club;
 - (g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - (h) the taking of alcohol from the premises by a person residing there;
 - (i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - (j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the

consumption of the alcohol so supplied, if the alcohol is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.

Premises with a Justices On Licence without a Children's Certificate

2. No person under 14 shall be in the bar of the licensed premises during the permitted hours unless one of the following applies –
- (a) he is the child of the holder of the premises licence;
 - (b) he resides in the premises, but is not employed there;
 - (c) he is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress;
or
 - (d) the bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

Mardon, Sarah (Licensing)

From: [REDACTED]
Sent: 17 July 2019 12:10
To: Mardon, Sarah (Licensing)
Subject: Re: Application to vary a licence - 19/01751/LAPRE5 Crown Inn, Broughton

Dear Sarah Mardon,

Thank you for your acknowledgement . We still wish to object to an application which allows amplified noise in the garden on any day of the year without notification to the council. The present Tens arrangement places a restriction on the number of days this can happen which provides us with some reassurance that the impact upon pub neighbours is addressed . This new proposal gives opportunity for the pub to change the nature of its business to significantly increase amplified noise events in its garden with the consequent increase in public nuisance. Unfortunately I am unable to write more fully on this now, because I am leaving for holiday today and will be out of email contact for a few days, but please do advise what the procedure is by email and I will attempt to respond. I would be grateful if you could explain why this new proposal is not on the website for the application.

Regards,
[REDACTED]

On Wed, 17 Jul 2019 at 10:15 am, Mardon, Sarah (Licensing) <Sarah.Mardon@huntingdonshire.gov.uk> wrote:

Dear [REDACTED]

Thank you for your email, I am sorry to hear you had some issues with our online system. I will ensure this is looked at.

Since the application was made, there have been a number of voluntary changes to the application, following a meeting between the parish council and the applicant, and the intervention of an Environmental Health Officer.

The changes have reduced the terminal hour for all activities as follows:

Monday – Thursday and Sunday 11pm

Friday and Saturday 12 midnight.

In addition, the following condition has been agreed to be included on the licence

'Where music is played outside, not in a marquee, a terminal hour of 21:00hrs will be observed'.

Should you feel these changes have satisfactorily addressed your concerns, I would ask that you formally withdraw your representation.

Should you feel these changes have not satisfactorily addressed your concerns, please let me know, and I will begin to make arrangements for the application and your representation to be heard by the Licensing Sub-committee.

Kind regards

Sarah Mardon

Licensing Officer

Huntingdonshire District Council

Pathfinder House

St. Mary's Street

Huntingdon

PE29 3TN

www.huntingdonshire.gov.uk/licensing

From: Licensing (HDC)

Sent: 17 July 2019 09:42

To: Mardon, Sarah (Licensing) <Sarah.Mardon@huntingdonshire.gov.uk>

Subject: FW: Application to vary a licence - 19/01751/LAPRE5 Crown Inn, Broughton

From: 

Sent: 16 July 2019 20:15

To: Licensing (HDC) <Licensing@huntingdonshire.gov.uk>

Subject: Application to vary a licence - 19/01751/LAPRE5 Crown Inn, Broughton

16th July 2019

Dear Sir,

Crown Inn , Broughton

I attach a letter written to object to the application 19/01751/LAPRE5 to vary the licence at the Crown Inn, Broughton. We have tried to use the comment section of the page of Crown Inn application, but there was error in your system notice and so it refused to accept our comments.

Yours faithfully



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[REDACTED]
Causeway Road
Broughton
Huntingdon
PE28 3AN

15th July 2019

Licensing Approvals
Huntingdonshire District Council
St Mary's Street
Huntingdon
PE29 3TN

Dear Sir,

Application to Vary Licence 19/01751/LAPRES - Crown Inn, Bridge Road, Broughton

We are writing to object to the application submitted by Albanwise to vary the licencing hours at the Crown inn, Broughton on the grounds that this will create a greater public nuisance than already exists. We live at [REDACTED] Broughton. Our house and garden are [REDACTED] the pub garden and car park at the rear and side of the pub.

The pub currently operates under approved normal licencing hours until 11pm with Temporary Entertainment Notifications subject to approval. This allows amplified music/sound to be played outside in the pub garden during the day and until 11pm at night, but only on a number of notified occasions during the year. On these occasions we find that the music is highly intrusive and we are unable to enjoy the quiet and peaceful nature of our garden and are forced indoors keeping doors and windows shut to try to get away from the noise; or we arrange to go away. The location of speakers in the pub garden inevitably directs the sound straight at us and there are no structures in between to baffle the sound.

For example most recently there was three day beer festival on a bank holiday weekend in May (which now seems to have become an annual event) when we were subjected to loud music for three days. On other occasions the pub hosts weddings/ balls in a marquee in the garden with associated amplified music during the day and into the night; and amplified music performers some weekends/bank holidays. The occurrence of these varies according to season, but are mostly concentrated in the summer months which affects us and the use of our house and garden.

Broughton is a small, very quiet village so that excessive outside noise created by the pub spreads way beyond the confines of its garden. This application to be able to have films, live music, performance of recorded music outside between the hours of 11am and 1am on 365 days/year is inappropriate in this locality and were it to be permitted will give cause for a greater public nuisance than already exists. We therefore hope that this variation to the licence will not be granted.

Yours faithfully,
[REDACTED]

Mardon, Sarah (Licensing)

Subject: FW: Comments for Licensing Application 19/01751/LAPRE5

From: [REDACTED] m>
Sent: 17 July 2019 14:35
To: Mardon, Sarah (Licensing) <Sarah.Mardon@huntingdonshire.gov.uk>
Cc: [REDACTED]
Subject: RE: Comments for Licensing Application 19/01751/LAPRE5

Good afternoon Ms Mardon

Thank you for your email below. I could not find the variation to the application on the website; perhaps my clumsiness.

On behalf of my family, I would like to maintain my objection to the whole application for a variation in licensing approval. I ask the Licensing Committee to consider my situation. I have lived next door to The Crown for more than thirty years in a harmonious relationship until the present landlord started playing amplified loud rock music in the garden. Two years ago the landlord himself admitted that the music had been too loud over the three-day beer festival.

I have considered the variations mentioned in your email but, on balance the current licensing approvals, including the use of TENs, are more than adequate for a small country pub in a conservation village. Carte-blanche approval for loud amplified music in the garden for 365 days a year would change the character of the village, and cause great distress to my family.

Additionally, I shall be most grateful if you can give a very brief explanation of "what happens next" when the application is presented to the Licensing Committee please?

Thank you

From: Mardon, Sarah (Licensing) [mailto:Sarah.Mardon@huntingdonshire.gov.uk]
Sent: 17 July 2019 09:15
To: [REDACTED]
Subject: RE: Comments for Licensing Application 19/01751/LAPRE5
Importance: High

Dear [REDACTED]

Thank you for your email.

Since our last correspondence, there have been a number of voluntary changes to the application, following a meeting between the parish council and the applicant, and the intervention of an Environmental Health Officer.

The changes have reduced the terminal hour for all activities as follows:

Monday – Thursday and Sunday 11pm
Friday and Saturday 12 midnight.

In addition, the following condition has been agreed to be included on the licence

'Where music is played outside, not in a marquee, a terminal hour of 21:00hrs will be observed'.

Should you feel these changes have satisfactorily addressed your concerns, I would ask that you formally withdraw your representation.

Should you feel these changes have not satisfactorily addressed your concerns, please let me know, and I will begin to make arrangements for the application and your representation to be heard by the Licensing Sub-committee.

Kind regards

Sarah Mardon
Licensing Officer

Huntingdonshire District Council
Pathfinder House
St. Mary's Street
Huntingdon
PE29 3TN
www.huntingdonshire.gov.uk/licensing

From: Licensing (HDC)
Sent: 16 July 2019 16:05
To: Mardon, Sarah (Licensing) <Sarah.Mardon@huntingdonshire.gov.uk>
Subject: FW: Comments for Licensing Application 19/01751/LAPRES

From: [REDACTED]
Sent: 16 July 2019 15:42
To: Licensing (HDC) <Licensing@huntingdonshire.gov.uk>
Cc: [REDACTED]
Subject: RE: Comments for Licensing Application 19/01751/LAPRES

Good afternoon Ms Mardon

Thank you for your guidance. My further response:

I wish to raise an objection on the following points:

1. The prevention of crime and disorder. No comment.
2. The prevention of public nuisance. My family [REDACTED] to The Crown Inn and consider the current approved licensing hours sufficient. I have no objection to alcohol being sold either in the pub, or in the garden. My objection is to the very loud amplified music played in the garden which causes distress to my family and me. Historically this has been on the three-day beer festival over the Late Spring Public Holiday weekend, but there have been other ad-hoc events also. These events are set to be repeated; hence my concern that there will be loud amplified music in the garden again, without any approved limit to the decibel volume.

3. Public Safety. No comment.

4. Protection of children from harm. No comment.

Please let me know if this email will suffice as an objection, or do you wish for a formal letter.

Thank you



From: Licensing [<mailto:Licensing@huntingdonshire.gov.uk>]

Sent: 08 July 2019 09:07

To: 

Subject: RE: Comments for Licensing Application 19/01751/LAPRES

Mardon, Sarah (Licensing)

From: developmentcontrol@huntingdonshire.gov.uk
Sent: 24 July 2019 20:26
To: Licensing (HDC)
Subject: Comments for Licensing Application 19/01751/LAPRES

Categories: SARAH

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 8:25 PM on 24 Jul 2019 from [REDACTED]

Application Summary

Address: Crown Inn Bridge Road Broughton Huntingdon
Cambridgeshire PE28 3AY

Proposal: App to Vary a Premises Licence

Case Officer: Sarah Mardon

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email: [REDACTED]

Address: [REDACTED]

Comments Details

Commenter Type: Member of the Public

Stance: Customer made comments neither objecting to or supporting the Licensing Application

Reasons for comment:

- Noise Disturbance
- Opening Hours
- Parking
- Traffic

Comments: 8:25 PM on 24 Jul 2019 Whilst I appreciate that this application is a renewal of the licence, I am concerned that it is too open ended. The later opening times and the unrestricted number of events that could occur in the future would result in increase in traffic movements, and noise in the heart of the settlement and be detrimental to the quiet nature of a rural village with limited road access and facilities for parking.

I suggest that the licence should not allow the hours to go beyond midnight and that the number of events be restricted to a particular number per annum.

Mardon, Sarah (Licensing)

From: Penn, Kate (Env Health)
Sent: 24 July 2019 14:04
To: Licensing (HDC)
Cc: Mardon, Sarah (Licensing)
Subject: Application to vary a Premises Licence, The Crown Inn, Bridge Road, Broughton
Attachments: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

Dear Sarah

I attach correspondence I have had with the solicitor acting on behalf of the applicant regarding the application to vary the Premises Licence for The Crown Inn, Bridge Road, Broughton.

Within the application it is stated that where music provided for at outdoor events and is not played within a marquee it will end at 21:00hrs. I am in agreement that this should be made a condition.

However, at this stage a condition has not been agreed to control noise levels after 23:00hrs where regulated entertainment may take place outside in a marquee. Consequently, I would like to make a representation.

Marquees offer little noise attenuation and although the intention may not be to have frequent events I have to consider that the variation will allow for music to be played in a marquee until midnight every Friday and Saturday night. The premises is situated in a village location in close proximity to noise sensitive receptors. Therefore I consider a condition necessary to control noise after 23:00hrs.

A standard condition that I suggested would be appropriate is that music noise should not be audible within noise sensitive premises with windows open in a typical manner for ventilation.

Kind regards

Kate

Kate Penn MCIEH CEnvH
Environmental Health Officer
Huntingdonshire District Council
T: 01480 388 362 or 07810 637575
E: kate.penn@huntingdonshire.gov.uk

Mardon, Sarah (Licensing)

From: Penn, Kate (Env Health)
Sent: 23 July 2019 15:01
To: Catherine.Noble@mills-reeve.com
Cc: harriet.wells@mills-reeve.com
Subject: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

Dear Catherine

Thank you for your email, I have considered the points raised.

I understand that the premises have in previous years held fewer than 20 marquee events a year and perhaps 20 marquee events in a future year may be an optimistic suggestion.

However, marquees offer little noise attenuation and although the intention now may not be to have frequent events I have to consider that the variation will allow for music to be played in a marquee until midnight every Friday and Saturday night. The premises is situated in a village location in close proximity to noise sensitive receptors. Therefore I still consider a condition necessary to control noise after 23:00hrs.

The condition I suggested is a standard condition, however, I can offer an alternative of the following for when marquee events continue after 23:00hrs. This is again a standard condition, but again does mention windows being open in a typical manner for ventilation.

“The music noise level measured as a 15-minute LAeq, 1 metre from the façade of noise sensitive properties, or within noise sensitive rooms with windows open in a typical manner for ventilation, should not exceed the measured background level LA90 (without entertainment noise).

And, the L10 of the entertainment noise measured over a 15 minute period 1 metre from the façade of noise sensitive properties, or within noise sensitive rooms with windows open in a typical manner for ventilation, should not exceed the representative background noise level L90 (without entertainment noise), in any third octave band between 40 Hz and 160 Hz.”

Please let me know how your client wishes to proceed.

Kind regards

Kate

Kate Penn MCIEH CEnvH
Environmental Health Officer
Huntingdonshire District Council
T: 01480 388 362 or 07810 637575
E: kate.penn@huntingdonshire.gov.uk

From: Catherine Noble <Catherine.Noble@mills-reeve.com>
Sent: 19 July 2019 16:14
To: Penn, Kate (Env Health) <Kate.Penn@huntingdonshire.gov.uk>

Cc: Harriet Wells <Harriet.Wells@Mills-Reeve.com>; 'The Crown Inn' <info@thecrowninnrestaurant.co.uk>
Subject: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

Dear Kate

I understand that you and Mark Burrell have spoken today regarding the proposed condition regarding music noise after 23:00.

As explained during the course of your call, Mr Burrell and the Crown have historically held significantly fewer than 20 marquee events in any one year. Indeed, only 3 events this year have required a TEN, and it was only 6 events in 2018. The number 20 was picked, perhaps a little arbitrarily (and optimistically), as a maximum expectation.

Mark understands the issues surrounding noise well, and is considerate to the Crown's neighbours and the wider neighbourhood. To that end, the initial application has already been amended to reduce the hours (such that then end at 23:00 Monday to Thursday and Sunday, and to midnight on Friday and Saturday). Furthermore, our client is content to agree a condition whereby music provided for at outdoor events ends at 21:00 where it is not in a marquee. Harriet has previously confirmed this.

In practical terms, however, the condition proposed in your email of 18 July 2019 does not appear to be enforceable due to its ambiguity. "Noise sensitive premises" and "windows being open in a typical manner for ventilation" are both subjective. The proposed condition does not provide any objective measure of the acceptable music noise being emitted from the marquee beyond the boundary of the Crown. As such, whilst the Crown has been hosting events with music in a marquee that has continued past 23:00 for a number of years now without incident, our client is reluctant to agree to the condition as proposed. This is not because our client is being unreasonable, rather that he does not want to unwittingly breach the condition to any variance in interpretation. As noted in the application, the variation to the license is intended to eliminate the need to apply for TENS; it is not intended to materially change the use of the premises.

We hope that this reassurance is sufficient. In the event that it is not, are you able to suggest a more quantifiable condition for our client's consideration?

Kind regards

Catherine

Catherine Noble
Associate
for Mills & Reeve LLP

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Catherine.Noble@mills-reeve.com
www.mills-reeve.com

1 St James Court, Whitefriars
Norwich NR3 1RU
DX 5210 NORWICH

From: Catherine Noble <Catherine.Noble@mills-reeve.com>

Sent: 18 July 2019 16:48

To: 'Penn, Kate (Env Health)' <Kate.Penn@huntingdonshire.gov.uk>; Harriet Wells <Harriet.Wells@Mills-Reeve.com>

Subject: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

Dear Kate

I will take instructions from our client and come back to you when I am able to do so.

Kind regards

Catherine

Catherine Noble
Associate
for Mills & Reeve LLP

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1 St James Court, Whitefriars
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DX 5210 NORWICH

From: Penn, Kate (Env Health) <Kate.Penn@huntingdonshire.gov.uk>

Sent: 18 July 2019 14:18

To: Harriet Wells <Harriet.Wells@Mills-Reeve.com>

Subject: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

This Message originated outside your organisation.

Dear Harriet

Thank you coming back to me. Working with the number of 20 potential marquee events a year I would like to agree a condition whereby for events continuing after 23:00, the music noise should not be audible within noise sensitive premises with windows open in a typical manner for ventilation.

Could you let me know whether your client is agreeable to this?

Kind regards

Kate

Kate Penn MCIEH CEnvH
Environmental Health Officer
Huntingdonshire District Council
T: 01480 388 362 or 07810 637575
E: kate.penn@huntingdonshire.gov.uk

From: Harriet Wells <Harriet.Wells@Mills-Reeve.com>

Sent: 15 July 2019 16:22

To: Penn, Kate (Env Health) <Kate.Penn@huntingdonshire.gov.uk>

Cc: Licensing (HDC) <Licensing@huntingdonshire.gov.uk>

Subject: RE: Premises licence variation The Crown Inn, Bridge Road, Broughton [M&R-FirmDMS.FID37962238]

Dear Kate

Thank you for your email.

My client is content for it to be a licence condition that, where music is played outside, not in a marquee, a terminal hour of 21:00hrs will be observed. We had anticipated that, having included this provision within the application, it would be made a condition in any event.

As regards the intended frequency of providing music outside, but in a marquee, my client can't say for sure as it depends primarily on wedding bookings which are largely seasonal. He anticipates probably no more than around 20 per year.

Regards

Harriet

Harriet Wells

Senior Associate
for Mills & Reeve LLP

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DX 5210 NORWICH

From: Penn, Kate (Env Health) <Kate.Penn@huntingdonshire.gov.uk>
Sent: 15 July 2019 11:51
To: Harriet Wells <Harriet.Wells@Mills-Reeve.com>
Subject: Premises licence variation The Crown Inn, Bridge Road, Broughton

This Message originated outside your organisation.

Dear Harriet

I am in receipt of the application to vary the premises licence at The Crown Inn, Bridge Road, Broughton.

I have a couple of questions relating to outside events, the initial application was for the provision of regulated entertainment outside until 01:00hrs, however, I understand this has been amended to Monday – Thursday and Sunday until 23:00hrs and Friday and Saturday until midnight.

Within the application it states that where music is provided for outdoor events that are not in a marquee a terminal hour of 21:00hrs will be observed – I would be looking to agree a condition in relation to this.

Could you give me an idea how often it is intended to have music outdoors in a marquee?

Kind regards

Kate

Kate Penn MCIEH CEnvH
Environmental Health Officer
Huntingdonshire District Council
T: 01480 388 362 or 07810 637575
E: kate.penn@huntingdonshire.gov.uk

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Mardon, Sarah (Licensing)

Subject: FW: licence

Hello Sarah and the Licencing Team

Broughton Parish Council approve of the application to vary the premises licence for The Crown (19/01751/LAPRE5) in accordance with the applicants amended hours as below:-

Monday - Thursday 11am - 11pm

Friday - Saturday 11am - 12pm

Sunday 11am - 10.30pm

These times to cover indoor or outdoor exhibition of films, performance of live or recorded music, late night refreshments and the sale by retail of alcohol.

We understand a condition has been imposed by the Environmental Health Officer in her role as Responsible Authority that the playing of outside music should cease at 9pm.

Best wishes

John Ray (Chairman Broughton Parish Council)

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