



28 March 2022

## LICENSING SUB-COMMITTEE (ALCOHOL AND REGULATED ENTERTAINMENT) – 5 APRIL 2022

A meeting of the Licensing Sub-Committee (Alcohol and Regulated Entertainment) will be held at 10am on Tuesday 5 April 2022 in the Council Chamber, Town Hall, Rugby.

*Members of the public may view the meeting via the livestream from the Council's website.*

Mannie Ketley  
Executive Director

### A G E N D A

#### PART 1 – PUBLIC BUSINESS

1. Declarations of Interest

To receive declarations of –

- (a) non-pecuniary interests as defined by the Council's Code of Conduct for Councillors;
- (b) pecuniary interests as defined by the Council's Code of Conduct for Councillors; and
- (c) notice under Section 106 Local Government Finance Act 1992 – non-payment of Community Charge or Council Tax.

***Note: Members are reminded that they should declare the existence and nature of their non-pecuniary interests at the commencement of the meeting (or as soon as the interest becomes apparent). If that interest is a prejudicial interest the Member must withdraw from the room unless one of the exceptions applies.***

***Membership of Warwickshire County Council or any Parish Council is classed as a non-pecuniary interest under the Code of Conduct. A Member does not need to declare this interest unless the Member chooses to speak on a matter relating to their membership. If the Member does not wish to speak on the matter, the Member may still vote on the matter without making a declaration.***

2. Consideration of application for a new premises licence - Bourton Hall, Main Street, Bourton-On-Dunsmore, CV23 9QZ.

## **PART 2 – EXEMPT INFORMATION**

There is no business involving exempt information to be transacted.

### **Membership of the Sub-Committee:**

Councillors Mrs A'Barrow (Chairman), Bearne and Mrs Roodhouse

*If you have any general queries with regard to this agenda please contact Linn Ashmore, Democratic Services Officer (01788 533522 or e-mail [linn.ashmore@rugby.gov.uk](mailto:linn.ashmore@rugby.gov.uk)). Any specific queries concerning reports should be directed to the listed contact officer.*

**AGENDA MANAGEMENT SHEET**

**Report Title:** Consideration of application for a new premises licence - Bourton Hall, Main Street, Bourton-On-Dunsmore, CV23 9QZ.

**Name of Committee:** Licensing Sub Committee (Alcohol and Regulated Entertainment)

**Date of Meeting:** 5 April 2022

**Report Director:** Chief Officer - Regulation and Safety

**Portfolio:** Regulation and Safety

**Ward Relevance:** None

**Prior Consultation:** Not Applicable

**Contact Officer:** Emma Payne, Licensing Officer, 01788 533855

**Public or Private:** Public

**Report Subject to Call-In:** No

**Report En-Bloc:** No

**Forward Plan:** No

**Corporate Priorities:** This report relates to the following priority(ies):  
 Rugby is an environmentally sustainable place, where we work together to reduce and mitigate the effects of climate change. (C)  
 Rugby has a diverse and resilient economy that benefits and enables opportunities for all residents. (E)  
 Residents live healthy, independent lives, with the most vulnerable protected. (HC)  
 Rugby Borough Council is a responsible, effective and efficient organisation. (O)  
[Corporate Strategy 2021-2024](#)  
 This report does not specifically relate to any Council priorities but

**(C) Climate**  
**(E) Economy**  
**(HC) Health and Communities**  
**(O) Organisation**

**Summary:** Bourton Hall Limited have applied for a premises licence at Bourton Hall, Main Street, Bourton – on-Dunsmore, CV23 9QZ. Following the end of the representation period there are unresolved representations.

<b>Financial Implications:</b>	None
<b>Risk Management/Health and Safety Implications:</b>	None
<b>Environmental Implications:</b>	None
<b>Legal Implications:</b>	<p>Under section 81 Licensing Act 2003 there is a right of appeal to the Magistrates Court in relation to a decision of Licensing Committee. The Court can:</p> <ul style="list-style-type: none"> <li>• Dismiss the appeal</li> <li>• Substitute its own decision</li> <li>• Remit the case back to Licensing Authority</li> <li>• Make an order for costs.</li> </ul>
<b>Equality and Diversity:</b>	There are no equality & diversity implications arising from this report.
<b>Options:</b>	<ol style="list-style-type: none"> <li>1. Grant the application</li> <li>2. Refuse the application</li> <li>3. Modify the licensable activities or licensable hours.</li> <li>4. Modify the proposed Licensing conditions or impose additional condition(s).</li> </ol>
<b>Recommendation:</b>	That this application be considered on its own merits.
<b>Reasons for Recommendation:</b>	This matter must be considered on its own merits.

**Licensing Sub Committee (Alcohol and Regulated Entertainment) -  
5 April 2022**

**Consideration of application for a new premises licence - Bourton  
Hall, Main street, Bourton-On-Dunsmore, CV23 9QZ.**

**Public Report of the Chief Officer - Regulation and Safety**

**Recommendation**

That this application be considered on its own merits.

**1. Background**

1.1 Bourton Hall Limited, Regency House, 33 Wood Street, Barnet, EN5 4BE, currently hold a premises licence at Bourton Hall, Main Street, Bourton-On-Dunsmore, CV23 9QZ. This was applied for in September 2020 and following a committee hearing was granted subject to a number of conditions. A copy of this committee report can be found at **Appendix B**. A copy of the current premises licence can be found at **Appendix C**.

**2. Application**

2.1 An application for a new premises licence for Bourton Hall was made to the Licensing Team on the 8 February 2022 and was circulated to the relevant authorities for consultation.

**3. Application Process**

3.1 The premises licence application was received on 8 February 2022. The full application can be seen at **Appendix A**.

3.2 The application fee was received on 8 February 2022.

3.3 A detailed floor plan of the premises is provided as **Appendix A**.

**4. Advertising requirements:**

4.1 The Licensing Act 2003 (the Act) prescribes that a new premises licence application be advertised by way of a blue public notice, displayed on the premises to which the application relates, for a period of 28 consecutive days, beginning the day after the day of application.

4.2 The blue notice was displayed as required from 8 February 2022 until 8 March 2022. The full application, received electronically, was circulated to all responsible authorities by the Licensing Authority, in accordance with the requirements of the Act.

## **5. Summary of the Application**

5.1 The opening times applied for on the application (**Appendix A**) are:

Sunday to Saturday 10:00 – 10:00 the following day (24 hours/7 days a week)

5.2 The licensable activities and operating hours applied for are:

- a) Supply of alcohol,
- b) Late Night Refreshment, and
- c) Regulated entertainment, including:
  - Provision of live music
  - Provision of recorded music

## **6. Licensable Hours**

### **Activity Days Times**

Supply of alcohol:

Monday - Sunday 12:00 – 00:00 (Hours to be extended on New Years' Eve until 1am on New Years' Day.)

Late night refreshment:

Monday - Sunday 23:00 – 00:00 (Hours to be extended on New Years' Eve until 1am on New Years' Day.)

Recorded music:

Monday – Sunday 12:00 – 00:00 (Hours to be extended on New Years' Eve to 1am on New Years' Day.)

Live music Monday – Sunday 12:00 – 00:00 (Hours to be extended on New Years' Eve to 1am on New Years' Day.)

## **7. Representations**

7.1 Representations must be about the likely effect of granting the licence or certificate on the promotion of at least one of the four licensing objectives.

7.2 Representations must be specific to the premises and evidence based. Licensing authorities will need to be satisfied that there is an evidential and causal link between the representations made, and the effect on the licensing objectives.

## **8. Representations from Responsible Authorities**

8.1 One representation was received from the Rugby Borough Council's Planning Department and is attached as **Appendix D** (this includes the full email chain between planning and the applicant).

8.2 No representations were received from any other responsible authority.

## **9. Representations from other persons**

9.1 Two representations were received from other persons in relation to the original application which are attached at **Appendix E**. **Appendix E** also shows the location of each representatives property in relation to the proposed venue for the premises licence.

9.2 The grounds upon which the representations against this application are made come under two of the four licensing objectives:

### ***Prevention of Public Nuisance***

- Noise of staff and guests leaving the premises.

9.3 Issues which are not relevant to the licensing objectives and cannot be taken into account by a Licensing Sub-Committee:

- ‘The current licence conditions have been in operation for less than 18 months and at a time of particularly restricted capabilities due to the ongoing Covid crisis.’
- Complaint regarding a member of the sub-committee at the previous hearings.

## **10. Licensing Act 2003, Section 182 Guidance**

10.1 The following sections of the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 are relevant in the consideration of this application:

- Licence Conditions, 1.16
- Crime and Disorder 2.1 – 2.6
- Public Nuisance, 2.15 – 2.21
- Determining Applications 9.42 – 9.43
- Proportionality, 10.10
- Hours of Trading, 10.13 – 10.15
- Regulated entertainment 16.6 – 16.7, 16.26, 16.36

These sections are attached at **Appendix F**.

## **11. Making a decision**

11.1 In making its decision the Sub-Committee must promote the licensing objectives only, taking into account National Guidance and Rugby Borough Council’s Statement of Licensing Policy.

11.2 The Sub-Committee must give reasons for its decision.

11.3 Only where additional and supplementary measures are appropriate to promote the licensing objectives will there be a requirement for appropriate, proportionate conditions to be attached.

11.4 Conditions on licences must;

- be precise and enforceable;

- be unambiguous;
- not duplicate other statutory provisions;
- be clear in what they intend to achieve; and,
- be appropriate, proportionate and justifiable.

11.5 Important in considering the promotion of the licensing objective on prevention of public nuisance, is that the Sub-Committee focuses on any disproportionate or unreasonable effect the licensable activities at the premises, have on persons living and working in the area around the premises.

## 12. Human Rights Act 1998

12.1 The Human Rights Act 1998 incorporates the European Convention on Human Rights and makes it unlawful for a local authority to act in a way which is incompatible with a convention right.

12.2 The Sub-Committee will have regard to the Human Rights Act when exercising its licensing functions, with particular reference to the following provisions: -

**Article 1** of the first protocol states that every person is entitled to the peaceful enjoyment of his/her possessions and the Licensing Authority, when taking into account this right will strike a fair balance between the applicant's interest and the interests of the public.

**Article 6** relates to the determination of civil rights and obligations and states everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

12.3 It is established that holding a Licence is a civil right within the meaning of Article 6 and therefore any hearing to determine licence applications, variations, renewals or revocations would need to comply with the safeguards of the convention. The Council's hearings will be conducted fairly in accordance with the rules of natural justice and as applicants have a full right of appeal to an independent tribunal against any decision made by the Licensing Authority, the requirements of Article 6 will have been complied with.

12.4 Article 8 states that:

Everyone has the right to respect for his private and family life, his home and his correspondence.

(2) There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others.

Like Article 1, the Licensing Authority, when considering this right must strike a fair balance between the applicant's interest and the interests of the public.



### 13. Conclusion

13.1 The Sub-Committee must consider the applications matter on its merits after hearing representations from all the parties.

#### Table of Appendices

Appendix	Description
A	Premises licence application submitted on 8 February 2022
B	Full committee report dated 10 November 2020
C	Bourton Hall premises licence
D	Planning representation and email chain
E	Representations from residents including map showing distance objectors are from Bourton Hall.
F	Licensing Act 2003, Section 182 Guidance

**Name of Meeting:** Licensing Sub Committee (Alcohol and Regulated Entertainment)

**Date of Meeting:** 5 April 2022

**Subject Matter:** Consideration of application for a new premises licence - Bourton Hall, Main street, Bourton-On-Dunsmore, CV23 9QZ.

**Originating Department:** Regulation and Safety

**DO ANY BACKGROUND PAPERS APPLY**  YES  NO

**LIST OF BACKGROUND PAPERS**

Doc No	Title of Document and Hyperlink

The background papers relating to reports on planning applications and which are open to public inspection under Section 100D of the Local Government Act 1972, consist of the planning applications, referred to in the reports, and all written responses to consultations made by the Local Planning Authority, in connection with those applications.

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Exempt information is contained in the following documents:

Doc No	Relevant Paragraph of Schedule 12A



**Rugby**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[Licensing@rugby.gov.uk](mailto:Licensing@rugby.gov.uk)  
 Telephone: 01788 533884

\* required information

### Section 1 of 21

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

- System reference  This is the unique reference for this application generated by the system.
- Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
- Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.
- Yes  No

### Applicant Details

- \* First name
- \* Family name
- \* E-mail
- Main telephone number  Include country code.
- Other telephone number
- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

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

### Applicant Business

- Is the applicant's business registered in the UK with Companies House?  Yes  No
- Registration number
- Business name  If the applicant's business is registered, use its registered name.
- VAT number   Put "none" if the applicant is not registered for VAT.
- Legal status

*Continued from previous page...*

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

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

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

*Continued from previous page...*Your position in the business Home country 

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Section 2 of 21****PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

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

 Address     OS map reference     Description
**Postal Address Of Premises**Building number or name Street District City or town County or administrative area Postcode Country **Further Details**Telephone number Non-domestic rateable value of premises (£)

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

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

**Confirm The Following**

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

**Section 4 of 21****NON INDIVIDUAL APPLICANTS**

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

**Non Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

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

*Continued from previous page...*

Limited Company

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

\* Date of birth  /  /   
dd mm yyyy

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

**Section 5 of 21****OPERATING SCHEDULE**

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

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

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

The premises comprise an exclusive use wedding venue with accommodation in a renovated Italianate mansion. The Property has two bar areas and a dining area, with rooms above. It is presently in operation and benefits from an existing premises license.

*Continued from previous page...*

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

**Section 6 of 21**

**PROVISION OF PLAYS**

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes  No

**Section 7 of 21**

**PROVISION OF FILMS**

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes  No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes  No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes  No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.



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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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

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

- Indoors                     
  Outdoors                     
  Both

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.

No live music shall be played outside save for a string quartet (or music of a similar nature) to accompany wedding ceremonies. There shall be no live music outside after 5pm.

State any seasonal variations for the performance of live music

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

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

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

Hours to be extended on New Years' Eve to 1am on New Years' Day.

Continued from previous page...

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes                       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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End

SUNDAY

Start

End

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End

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

- Indoors                       Outdoors                       Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

State any seasonal variations for playing recorded music

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

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

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

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

- Yes  No

**Section 13 of 21**

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

[See guidance on regulated entertainment](#)

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

- Yes  No

**Section 14 of 21**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors                     
  Outdoors                     
  Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations

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

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

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

Continued from previous page...

Hours extended on New Years' Eve to 01:00 on New Years' day.

**Section 15 of 21**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes  No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.  
(e.g., 16:00) and only give details for the days  
of the week when you intend the premises  
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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End

Will the sale of alcohol be for consumption:

- On the premises  Off the premises  Both

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

**Continued from previous page...**

State any seasonal variations

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

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

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

Hours to be extended on New Years' Eve until 1am on New Years' Day.

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

**Name**

First name

Family name

Date of birth  /  /   
dd mm yyyy

**Enter the contact's address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

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

Continued from previous page...

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

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

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WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="00:30"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

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

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

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

Hours extended on New Years' Eve until 01:30 on New Years' Day.

**Section 18 of 21**

**LICENSING OBJECTIVES**

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

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

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

The premises comprise an exclusive use wedding venue and access is only permitted to guests at functions or weddings. The premises are operating and benefit from an existing license. This application is based on the same terms of that license save that licensable activities will be permitted until midnight on Sundays rather than 11pm.

The applicant will accept the same conditions as are attached to the existing license (save that licensable activities will be permitted until midnight on Sundays). It is not anticipated that the grant of this license will have any adverse affect on the licensing objectives.

b) The prevention of crime and disorder

A Premises Daily Register shall be held at the premises. This Register shall be maintained for a minimum period of 12 months from the date of last entry and shall record:

- The name of the person responsible for the premises on each given day.
- Any refusals on grounds of age and/or intoxication (to include date, time, member of staff involved, reason for refusal as well as a brief physical description of the person refused)
- Regular checks of the CCTV, to ensure it is fully operational and any faults are dealt with including the time of the check and the person that carried it out.



**Continued from previous page...**

The Designated Premises Supervisor shall check the Premises Daily Register on a weekly basis ensuring that it is completed and up-to-date, sign the Premises Daily Register each time that it is checked, and make the Premises Daily Register available for inspection by any Authorised Officer throughout the trading hours of the premises

c) Public safety

A qualified first aider will be on site at all times when licensable activities are taking place

d) The prevention of public nuisance

A telephone number shall be displayed at the public entrances to the Bourton Hall Estate for use in the event of disturbance through noise. This number shall be monitored whilst licensable activities are undertaken and reasonable endeavours shall be used to answer in the event of a call.

No live or recorded music shall be played outside (save that a string quartet or music of a similar nature shall be permissible outside to accompany a wedding ceremony up until 17.00).

External doors and windows of the building shall be kept closed whilst licensable activities are undertaken, except to allow a person access or egress.

The license holder or a nominated person shall monitor the level of sound generated by licensable activities. Where action is required to reduce the sound level from regulated entertainment because it is likely that a public nuisance will be or is being caused, such action will be taken and recorded in the Daily Register.

Noise from licensable activities or activities that arise from the conduct of licensable activities shall not exceed 5 dB(A)Leq (15 min) above the L(A)(90, 5 min) when measured at any point of the boundary of the Bourton Hall Estate.

The playing of amplified or unamplified music and/or vocals as entertainment and the sale and consumption of alcohol shall only take place within the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429. For the avoidance of doubt, music to accompany a wedding ceremony may take place inside or outside but (if outside) will cease at 17.00.

Notices shall be displayed at all exit points to advise patrons to respect the needs of the local community and of acceptable behaviour in public spaces.

e) The protection of children from harm

All members of staff at the premises shall seek proof of age from any person who appears to be under the age of 25 years and who is seeking to purchase or consume alcohol on the premises. Such evidence, which shall include a photograph of the patron, will include a passport, photographic driving license, or Proof of Age card carrying a "PASS" logo.

**Section 19 of 21**

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

*Continued from previous page...*

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

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

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

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

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

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

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

*Continued from previous page...*

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

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

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

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

*Continued from previous page...*

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

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

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

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

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

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

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

**Section 20 of 21**

**NOTES ON REGULATED ENTERTAINMENT**

*Continued from previous page...*

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

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

*Continued from previous page...*

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

**Section 21 of 21**

**PAYMENT DETAILS**

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

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

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

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £8700	£315.00
Band D - £87001 to £12500	£450.00*
Band E - £125001 and over	£635.00*

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

Band D - £87001 to £12500	£900.00
Band E - £125001 and over	£1,905.00

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

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

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

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39000	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00

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Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00
* Fee amount (£)	<input type="text" value="450.00"/>

**DECLARATION**

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

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

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

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

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

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

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

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

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

**OFFICE USE ONLY**

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

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**AGENDA MANAGEMENT SHEET**

<b><i>Name of Meeting</i></b>	Licensing Sub Committee (Alcohol and Regulated Entertainment)
<b><i>Date of Meeting</i></b>	8 December 2020
<b><i>Report Title</i></b>	Application for a New Premises Licence – <b>Bourton Hall, Main Street, Bourton – on-Dunsmore, CV23 9QZ</b>
<b><i>Ward Relevance</i></b>	Dunsmore Ward
<b><i>Prior Consultation</i></b>	All responsible authorities under the Licensing Act 2003 were consulted in relation to the application.
<b><i>Contact Officer</i></b>	John McTernan, Licensing Officer x3539
<b><i>Report Subject to Call-in</i></b>	Not applicable
<b><i>Report En-Bloc</i></b>	Not applicable
<b><i>Forward Plan</i></b>	Not applicable
<b><i>Statutory/Policy Background</i></b>	This application is made under the provisions of the Licensing Act 2003.  The Council has a duty to promote the licensing objectives including the prevention of crime and disorder. The Council's statement of licensing policy aims to promote the licensing objectives.
<b><i>Summary</i></b>	Bourton Hall Limited have applied for a premises licence at Bourton Hall, Main Street, Bourton – on-Dunsmore, CV23 9QZ.
<b><i>Risk Management Implications</i></b>	There are no risk management implications arising from this report.
<b><i>Financial Implications</i></b>	Risk of costs associated with an appeal against the decision of the Sub-Committee to the Magistrates.
<b><i>Environmental Implications</i></b>	There are no environmental implications arising from this report.

***Legal Implications***

The Licensing Authority is required to carry out its functions in accordance with the Licensing Act 2003, having regard to the Statutory Guidance issued under section 182 of the Licensing Act and Rugby Borough Council's Statement of Licensing Policy.

Rugby Borough Council's responsibility is to ensure the promotion of the licensing objectives:

- The prevention of crime and disorder
- Public Safety
- The prevention of Public Nuisance
- The protection of Children from Harm

***Equality and Diversity***

There are no equality and diversity implications arising from this report.

***Options***

1. Grant the application
2. Refuse the application
3. Modify the licensable activities or licensable hours.
4. Modify the proposed Licensing conditions or impose additional condition(s).

***Representations from responsible authorities***

Representations were received from the Fire Service in their role as a relevant authority.

***Representations from other persons***

Thirty representations were received from residents within the surrounding area of the proposed premises.

***Reasons for Recommendation***

After hearing from the applicant and representors, the Sub Committee, taking into account all relevant information must determine the application

**Licensing Sub Committee (Alcohol and Regulated Entertainment) – 8 December 2020**

**Application for a new Premises Licence at Bourton Hall, Main Street, Bourton, CV23 9QZ**

**Report of the Head of Environmental and Public Realm**

**Recommendation**

After hearing from the applicant and representors, the Sub Committee, taking into account all relevant information, must determine the application

**1. Applicant**

1.1 The application for a new premises licence for Bourton Hall was made to the Licensing Team on the 18 September 2020 and was circulated to the relevant authorities for consultation.

**2. Application Process**

2.1 The premises licence application was received on 18 September 2020. The full application **Appendix A**.

2.2 The application fee was received on 18 September 2020.

2.3 A detailed floor plan of the premises is provided as **Appendix B**.

**3. Advertising requirements:**

3.1 The Licensing Act 2003 (the Act) prescribes that a new premises licence application be advertised by way of a blue public notice, displayed on the premises to which the application relates, for a period of 28 consecutive days, beginning the day after the day of application.

3.2 The blue notice was displayed as required from 19 September 2020 until 16 October 2020. The full application, received electronically, was circulated to all responsibilities by Licensing Authority, in accordance with the requirements of the Act.

**4. Summary of the Application**

4.1 The opening times applied for on the application (**Appendix A**) are:

Sunday to Saturday 10:00 – 10:00 the following day (24 hours/7 days a week)

4.2 The licensable activities and operating hours applied for are:

- a) Supply of alcohol,
- b) Late Night Refreshment, and
- c) Regulated entertainment, including:
  - Provision of live music
  - Provision of recorded music

**5. Licensable Hours**

Activity	Days	Times
Supply of alcohol	Mon-Sun	11:00 – 01:00 (following day)
Late night refreshment	Mon-Sun	23:00 – 01:00 (following day)
Recorded music	Sun-Thur Fri-Sat	11:00 – 00:00 11:00 – 01:00 (following day)
Live music	Sun-Thur Fri-Sat	11:00 – 00:00 11:00 – 01:00 (following day)

**6. Representations**

- 6.1 Representations must be about the likely effect of granting the licence or certificate on the promotion of at least one of the four licensing objectives.
- 6.2 Representations must be specific to the premises and evidence based. Licensing authorities will need to be satisfied that there is an evidential and causal link between the representations made, and the effect on the licensing objectives.

**7. Representations from Responsible Authorities**

- 7.1 One representation was received from the Warwickshire Fire and Rescue Service and is attached as **Appendix C**.
- 7.2 In respect of this representation, if the applicant was to address the concerns from the Fire Service in relation to the doors and submit an amended plan or reduce the occupancy to comply with the fire regs (restricted to 60 per room) and approved, their representations would be considered withdrawn.
- 7.3 Conditions have been agreed in principle between Environmental Protection Team and the applicant as **Appendix F**.
- 7.4 No representations were received from any other responsible authority.

**8. Representations from other persons**

8.1 Thirty representations were received from other persons in relation to the original application which are attached at **Appendix D**.

**Appendix G** shows the location of each representatives property in relation to the proposed venue for the premises licence.

8.2 The grounds upon which the representations against this application are made come under two of the four licensing objectives:

***Prevention of Public Nuisance***

- Noise caused by people leaving on foot.
- Noise of cars leaving the premises.
- Noise of music escaping from the premises.

***Prevention of Crime and Disorder***

- Increase in antisocial behaviour of people leaving the premises late at night.

8.3 Issues which are not relevant to the licensing objectives and cannot be taken into account by a Licensing Sub-Committee:

- Objections on the basis of need, or lack of need, for premises to sell/supply alcohol.
- Objections on the basis of saturation of the local market.
- Objections on the basis of parking provision in the area.
- Objections on the basis of the character of the area.

**9. Licensing Policy**

9.1 The following sections of the Council's Licensing Policy are relevant to this application:

**10. Licensing Act 2003, Section 182 Guidance**

10.1 The following sections of the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 are relevant in the consideration of this application.

- Licence Conditions, 1.16
- Crime and Disorder 2.1 – 2.6
- Public Nuisance, 2.15 – 2.21
- Determining Applications 9.42 – 9.43
- Proportionality, 10.10
- Hours of Trading, 10.13 – 10.15

- Regulated entertainment 16.6 – 16.7, 16.26, 16.36

These sections are attached at **Appendix E**.

## **11. Making a decision**

- 11.1 In making its decision the Sub-Committee must promote the licensing objectives only, taking into account National Guidance and Rugby Borough Council's Statement of Licensing Policy.
- 11.2 The Sub-Committee must give reasons for its decision.
- 11.3 Only where additional and supplementary measures are appropriate to promote the licensing objectives will there be a requirement for appropriate, proportionate conditions to be attached.
- 11.4 Conditions on licences must
- be precise and enforceable;
  - be unambiguous;
  - not duplicate other statutory provisions;
  - be clear in what they intend to achieve; and,
  - be appropriate, proportionate and justifiable.
- 11.5 Important in considering the promotion of the licensing objective on prevention of public nuisance, is that the Sub-Committee focuses on any disproportionate or unreasonable effect the licensable activities at the premises, have on persons living and working in the area around the premises.

## **12. Human Rights Act 1988**

- 12.1 The Human Rights Act 1998 incorporates the European Convention on Human Rights and makes it unlawful for a local authority to act in a way which is incompatible with a convention right.
- 12.2 The Sub-Committee will have regard to the Human Rights Act when exercising its licensing functions, with particular reference to the following provisions: -

**Article 1** of the first protocol states that every person is entitled to the peaceful enjoyment of his/her possessions and the Licensing Authority, when taking into account this right will strike a fair balance between the applicant's interest and the interests of the public.

**Article 6** relates to the determination of civil rights and obligations and states everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

12.3 It is established that holding a Licence is a civil right within the meaning of Article 6 and therefore any hearing to determine licence applications, variations, renewals or revocations would need to comply with the safeguards of the convention. The Council's hearings will be conducted fairly in accordance with the rules of natural justice and as applicants have a full right of appeal to an independent tribunal against any decision made by the Licensing Authority, the requirements of Article 6 will have been complied with.

12.4 Article 8 states that:

Everyone has the right to respect for his private and family life, his home and his correspondence.

(2) There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others.

Like Article 1, the Licensing Authority, when considering this right must strike a fair balance between the applicant's interest and the interests of the public.

### **13. Conclusion**

13.1 The Sub-Committee must consider the applications matter on its merits after hearing representations from the both parties.

**Name of Meeting:** Licensing Sub Committee (Alcohol and Regulated Entertainment)

**Date of Meeting:** 18 November 2020

**Subject Matter:** New Premises Licence Application for Bourton Hall, Main Street, Bourton-on- Dunsmore, CV23 9QZ

**Originating Department:** Environment and Public Realm

**List of Appendices**

<b>Reference</b>	<b>Description of Document</b>
Appendix A	Premises Licence Application
Appendix B	Floor Plan
Appendix C	Warwickshire Fire and Rescue Service
Appendix D	Public Representations
Appendix E	Section 182 Guidance – Licensing Act 2003
Appendix F	Agreed conditions between applicant and EPT
Appendix G	Map location- Bourton Hall





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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We BOURTON HALL LIMITED  
(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
BOURTON HALL MAIN STREET BOURTON - ON - DUNSMORE			
Post town	RUGBY	Postcode	CV23 9QZ
Telephone number at premises (if any)	01926 940 900		
Non-domestic rateable value of premises	£ 118,000		

Part 2 - Applicant details

Please state whether you are applying for a premises licence as      Please tick as appropriate

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

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

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

**SECOND INDIVIDUAL APPLICANT** (if applicable)

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

**(B) OTHER APPLICANTS**

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

Name	BOURTON HALL LIMITED
Address	REGENCY HOUSE 33 WOOD STREET BARNET HERTFORDSHIRE EN5 4BE
Registered number (where applicable)	12267871
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	01926 940 900
E-mail address (optional)	INFO@BOURTON-HALL.CO.UK

**Part 3 Operating Schedule**

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

## (B) OTHER APPLICANTS

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

Name	BOURTON HALL LIMITED
Address	REGENCY HOUSE 33 WOOD STREET BARNET HERTFORDSHIRE EN5 4BE
Registered number (where applicable)	12267871
Description of applicant (for example, partnership, company, unincorporated association etc.)	LIMITED COMPANY
Telephone number (if any)	01926 940 900
E-mail address (optional)	INFO@BOURTON-HALL.CO.UK

## Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	10	2020

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

DD	MM	YYYY

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

- EXCLUSIVE USE WEDDING VENUE.
- PROVIDING IN HOUSE CATERING AND ACCOMMODATION
- LISTED ITALIANATE MANSION.
- PROPERTY HAS TWO IN HOUSE BAR AREAS + DISCO.
- EXPECTED DAY GUESTS, UP TO 120
- EXPECTED EVENING GUESTS, UP TO 200.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

**Provision of 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**

Day	Start	Finish	
Mon			Please provide details here (please read guidance note 4)
Tue			
Wed			Please give approval or details for the following days (please read guidance note 4)
Thu			
Fri			Please provide details. Where you intend to use the premises for the enjoyment of music or dancing please state in the column on the left, giving the relevant guidance note 4)
Sat			
Sun			

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					



C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			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 (please read guidance note 6)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 5)		
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 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	12:00	24:00	<u>Please give further details here</u> (please read guidance note 4) STRING QUARTET, SOLO GUITARIST, OR AMPLIFIED OUTSIDE BETWEEN 12:00 AND 18:00. BAND, SINGING WAITERS, STRING QUARTET, INSIDE BETWEEN 12:00 AND 24:00.	Both	<input checked="" type="checkbox"/>
Tue	12:00	24:00			
Wed	12:00	24:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5) USUALLY MORE FREQUENT IN SUMMER MONTHS, LESS SO IN AUTUMN + WINTER.		
Thur	12:00	24:00			
Fri	12:00	24:00	<u>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</u> (please read guidance note 6) CHRISTMAS + NEW YEARS TO 1:00AM.		
	24:00	1:00			
Sat	12:00	24:00			
	24:00	1:00			
Sun	12:00	24:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	24:00	Please give further details here (please read guidance note 4) - CEREMONY MUSIC AMPLIFIED 11:00 - 18:00 - DJ MUSIC AMPLIFIED 19:00 - 24:00	Both	<input checked="" type="checkbox"/>
Tue	11:00	24:00			
Wed	11:00	24:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	11:00	24:00			
Fri	11:00 24:00	24:00 1:00	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 6) CHRISTMAS + NEW YEARS TO 1:00AM		
Sat	11:00 24:00	24:00 1:00			
Sun	11:00	24:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input checked="" type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue			<p><b>Please give further details here</b> (please read guidance note 4)</p>		
Wed					
Thur			<p><b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)</p>		
Fri					
Sat			<p><b>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</b> (please read guidance note 6)</p>		
Sun					

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
Day	Start	Finish	Both <input checked="" type="checkbox"/>					
Mon	11:00	24:00	Please give further details here (please read guidance note 4) LATE NIGHT DRINKS + SNACKS (SOFT DRINKS + ALCOHOLIC BEVERAGES.)					
	24:00	1:00						
Tue	11:00	24:00						
	24:00	1:00						
Wed	11:00	24:00				State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
	24:00	1:00						
Thur	11:00	24:00						
	24:00	1:00						
Fri	11:00	24:00				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 6)		
	24:00	1:00						
Sat	11:00	24:00	CHRISTMAS + NEW YEARS EVE TO 1:00AM					
	24:00	1:00						
Sun	11:00	24:00						
	24:00	1:00						

Name: \_\_\_\_\_

Date of birth: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>	
Day	Start	Finish		Off the premises	<input type="checkbox"/>	
Mon	11:00	24:00	State any seasonal variations for the supply of alcohol (please read guidance note 5)  MORE FREQUENT DURING SUMMER.	Both	<input type="checkbox"/>	
	24:00	1:00				
Tue	11:00	24:00				
	24:00	1:00				
Wed	11:00	24:00				
	24:00	1:00				
Thur	11:00	24:00		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 6)	Both	<input type="checkbox"/>
	24:00	1:00				
Fri	11:00	24:00		CHRISTMAS + NEW YEARS EVE 1:00AM.	Both	<input type="checkbox"/>
	24:00	1:00				
Sat	11:00	24:00				
	24:00	1:00				
Sun	11:00	24:00				
	24:00	1:00				

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	MRS ANNE COLE
Date of birth	
Address	8 POPPY CLOSE YAXLEY PETERBOROUGH
Postcode	PE7 3FA
Personal licence number (if known)	PER00929
Issuing licensing authority (if known)	HUNTINGDONSHIRE DISTRICT COUNCIL





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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

AS SET OUT BELOW DEALING WITH THE SPECIFIC OBJECTIVES.  
ENTRY TO PREMISES IS LIMITED TO INDIVIDUAL WHO HAVE BEEN INVITED ON THE PREMISES, OR HAVE PURCHASED TICKETS TO ATTEND AN EVENT.

MEMBERS OF PUBLIC WHO ATTEND WITHOUT TICKET/INVITE WILL NOT BE ADMITTED.

**b) The prevention of crime and disorder**

ALL EMPLOYEES INVOLVED IN THE SALE OF ALCOHOL WILL RECEIVE TRAINING WHEN ONBOARDED TO PREVENT SALE OF ALCOHOL TO PERSONS UNDER REQUIRED AGE OR PROXY SALES FOR SUPPLIES. TRAINING WILL INCLUDE REFUSAL TO THOSE WHO ARE INTOXICATED. TRAINING WILL BE DOCUMENTED AND SIGNED. REFRESHER TRAINING WILL BE HELD ANNUALLY.  
ANYONE SEEN DRUNK OR DISORDERLY WILL NOT BE ALLOWED ACCESS OR ALLOWED TO REMAIN WITHIN LICENSED AREAS.

**c) Public safety**

THE PREMISES LICENSE HOLDER WILL ENSURE THAT AT LEAST ONE QUALIFIED FIRST AIDER WILL BE ON DUTY AT ALL TIMES.

ADEQUATE + APPROPRIATE FIRST AID EQUIPMENT + MATERIALS WILL BE AVAILABLE ON PREMISES + RECORDS WILL BE MAINTAINED IN RELATION TO SUPPLY OF FIRST AID TREATMENT.

**d) The prevention of public nuisance**

AMPLIFIED MUSIC WILL NOT CONTINUE OUTSIDE OF ALLOWED TIMES.

THOSE ATTENDING EVENTS AND NOT RESIDING ON THE PREMISES WILL BE REMINDED TO LEAVE THE PREMISES QUIETLY AND WITH CONSIDERATION FOR OCCUPANTS OF RESIDENTIAL PROPERTIES WITHIN THE VICINITY. SIGNS WILL BE PUT UP TO EMPHASISE THE CONSIDERATION REQUIRED.

**e) The protection of children from harm**

SEE ABOVE (B). IN RELATION TO THE PREVENTION OF SALES OR SUPPLY TO CHILDREN OF INTOXICATING LIQUOR. CHILDREN MUST BE ACCOMPANIED BY A REASONABLE ADULT AT ALL TIMES.

**Checklist:**

Please tick to indicate agreement

- I have made or enclosed payment of the fee. £450 PAID (RECEIPT ATTACHED)
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

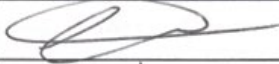
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

**Part 4 – Signatures** (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition</li> </ul>
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	<p>preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	 THOMAS FARMER
Date	11/9/20
Capacity	FINANCE DIRECTOR

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)

THOMAS FARMER  
GOSFIELD HALL  
HALL DRIVE  
GOSFIELD

Post town	GOSFIELD	Postcode	CO9 1SF
Telephone number (if any)	07775804409		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
THOMAS@COUNTRYHOUSEWOODMID.CO.UK			

#### Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  7. 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.
  8. 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'.
  9. 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.
  10. Please list here steps you will take to promote all four licensing objectives together.
  11. The application form must be signed.
  12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.

13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.

14. This is the address which we shall use to correspond with you about this application.

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

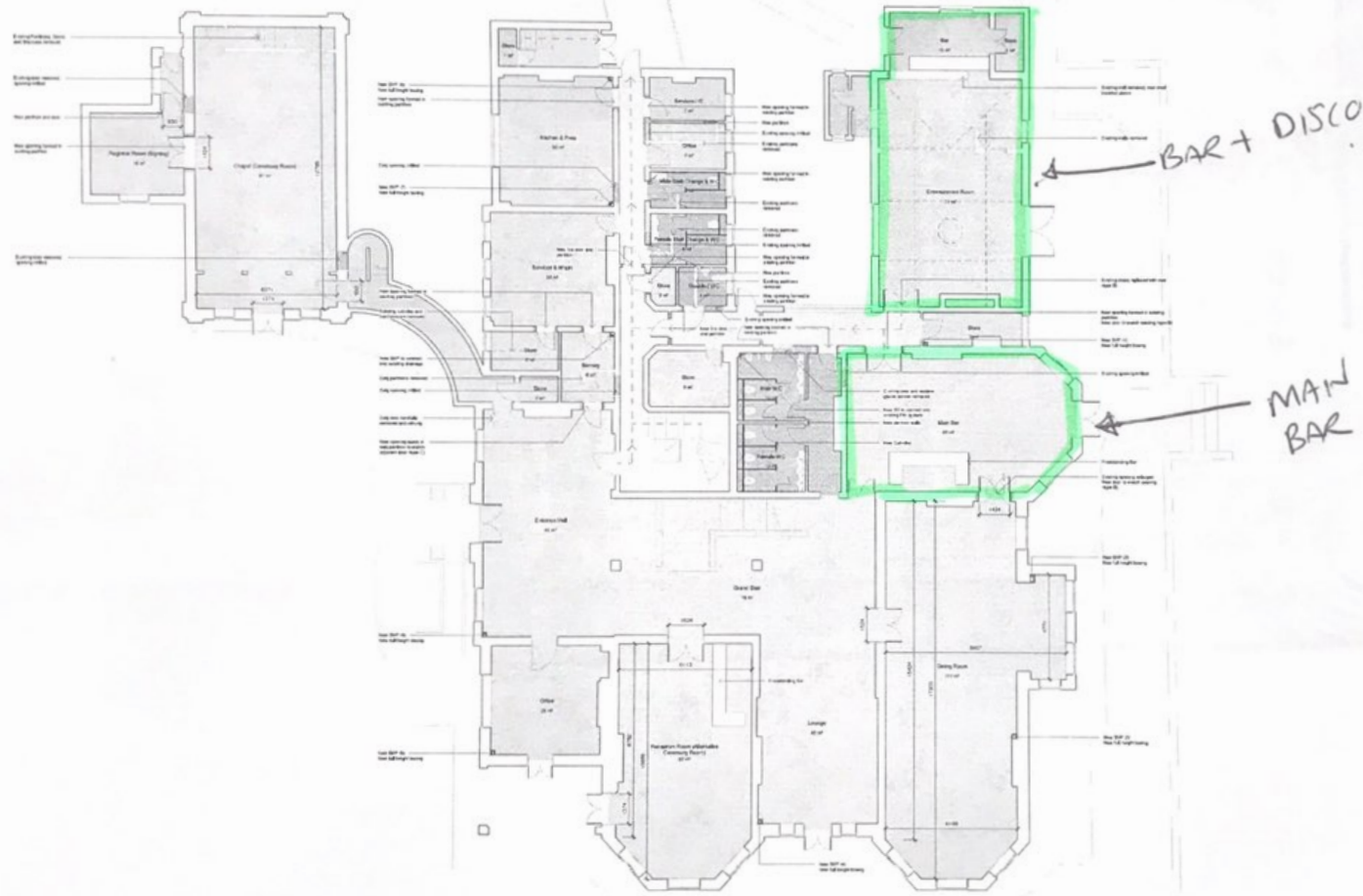
**Documents which demonstrate entitlement to work in the UK**

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

official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the





NO DIMENSIONS TO BE SCALED FROM THIS DRAWING

THESE DIMENSIONS ARE TO BE USED FOR THE DESIGN OF THE BUILDING

DATE: 10/10/11

SCALE: 1:100

NO.	DESCRIPTION	DATE	BY
001	PLANNING ISSUE	10/10/11	JK
002	CLIENTS REVIEW	10/10/11	JK
003	REVISED DRAWING	10/10/11	JK
004	DATE ISSUED	10/10/11	JK

Client  
Country House Weddings

Project  
Bourton Hall

Title  
Ground Floor GA Plan - As Proposed

Project No  
4789 - 0311

Scale  
1:100

Revision  
A1

Phase  
Pre-Construction

Sheet No  
P04

CHW-Designer-0311



The Old Steward  
Poplar Lane  
Sproughton  
Ipworth  
IP8 5HL  
T: 01473 689 532  
www.klherchitects.com

Your ref:  
Our ref: 01/018681/NM0034/MH

Licensing Section  
Rugby Borough Council  
Town Hall  
Evreux Way  
RUGBY CV21 2RR  
Email: [licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)

**Warwickshire Fire & Rescue Service**

**Niky Moultrie**  
Fire Protection Department  
Service HQ, Warwick Street  
Leamington Spa  
CV32 5LH  
Tel: 01926 466 263  
[firesafety@warwickshire.gov.uk](mailto:firesafety@warwickshire.gov.uk)  
[www.warwickshire.gov.uk](http://www.warwickshire.gov.uk)

16 October 2020

**FPL2 RBC  
Rev Feb 2019**

Dear Sir/Madam,

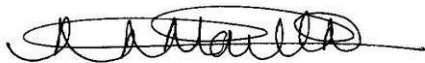
**LICENSING ACT 2003  
APPLICATION (FOR PREMISES LICENCE)(VARIATION FOR PREMISES LICENCE)  
Bourton Hall Main Street Bourton-on-Dunsmore CV23 9QZ**

The Warwickshire Fire and Rescue Authority objects to the application **FOR PREMISES LICENCE** for the above premises, due to the following:

- The plan sent with the application shows inward opening doors on the bar/disco area and the main bar. As per previous correspondence (August 2020) between our WFRS Inspecting Officer Anthony Atkins and Neil Goodall from Shore Surveyors, inward opening doors from these areas mean that occupancy would be restricted to 60 in each room. The two rooms each show one set of outward opening doors. Fire safety calculations mean these would be disregarded in the event of a fire and for occupancy calculations.

Should you require clarification of any of the foregoing or any further Fire Safety advice please do not hesitate to contact **Niky Moultrie**

Yours faithfully,



**Niky Moultrie**  
FOR AND ON BEHALF OF  
KIERAN AMOS  
Chief Fire Officer

Objector	Address	Main points of objection
Mr Robert Moyney	Penny Cottage Main Street Bourton on Dunsmore	Increase of noise after 23:00 (particularly on weekdays). Use of fireworks. Road Safety, Increased Traffic, Pollution, Large vehicles travelling through the small village (bus/coaches). Fire Safety – risk assessment re increase in number of people using the venue.
Ms Rhian Snead	Wellington Cottage Bourton-on- Dunsmore Warwickshire CV23 9QS	Noise disturbance on week nights. Drunken behaviour causes risk to villagers. Noise and light pollution from fireworks. Late night traffic.
Donald & Julie Pennington	The Old Presbytery Bourton on Dunsmore	Noise disturbance. Public nuisance from serving alcohol until 1am on week nights, wish this to be 23:00 latest. Dangerous village roads, drunk drivers.
Elizabeth Pittman		Noise disturbance. Traffic pollution and disturbance.
Heather Jones	Hickens Cottages Bourton on Dunsmore	Noise disturbance, from guests leaving the venue. Increased late night traffic on narrow roads = public safety. Fireworks.
Jennifer Blazeby – <i>rep now withdrawn</i>		Disturbance from people leaving the venue at last hours every night of the week. Concerns for drunk people leaving the venue as limited lighting and footpaths. Marquee? – addressed this as not on the plan so the venue would have to put in an application. Fireworks
John Clarke		Planning conditions for the venue, requesting correspondence between Planning/EPT and Licensing.
Marsh Household	Angel Cottage Bourton on Dunsmore	Fireworks. Outdoor entertainment e.g. wedding hog roasts/BBQs. Traffic disturbance. Noise disturbance. Increased late night traffic, risk to villagers as limited pavement. Outdoor celebrations on any night of the week.
Gary Carter	Blackberry Lodge	Noise disturbance on week nights. Fireworks. Increased traffic, road safety concerns.
Anthony Mather	Caritas Cottage	Traffic pollution. Noise disturbance.
Barry & Christine Betts	Croft House	Noise disturbance. Traffic – drunk driving. Serving alcohol too late, disturbance to villagers – litter, noise, violence .
Mrs McSweeney	Kiln Cottage	Noise disturbance. Increase of traffic, limited footpaths. Fireworks.
Sean Bunn	Meadow View	Noise disturbance. Traffic pollution. Fireworks. Disturbance to wildlife (owls, bats, buzzards have nests in small wooded area adjacent to the hall grounds).

Robert and Susan Nix	Oakleigh	Noise disturbance. Traffic pollution.
Mark and Lyne Greaves	Paddock View	Noise disturbance – would like an invite to the noise testing. Traffic calming measures to be put in place.
Barbara Walker	Sunrise Cottage	Noise nuisance. Increase in late night traffic, coaches going to and from the venue – narrow roads, limited pavement and poorly lit. Disturbance to livestock, noise/fireworks.
Ben Cox and Anne-Marie Liszczyk		Noise disturbance, many listed buildings in the village with single glazed windows – disturbed by neighbours in their gardens already in the summer months. Traffic noise/pollution late at night. Neighbourhood safety, many people chose to live in the village for peace and safety, this could be jeopardised by late night alcohol consumption causing disturbance.
Michael Brown,	The Honey Pot	Noise disturbance. Traffic, limited footpaths. Fireworks.
Keren Rolfe	Potney Cottage 6 Main St Bourton CV23 9QS	Increase of traffic. Noise disturbance. Late night fireworks.
Jason and Louise Webb	Gate Farm Lodge, Bourton, Rugby	Noise pollution/disturbance
Mr P Whitehead	Rowan Cottage Cherry Tree Lane, Bourton	Noise disturbance from traffic and people leaving the venue.
Pauline and Ian Pentland	Rafters, Main Street, Bourton	Noise disturbance from discos, outdoor hog roasts, live music. Concerns regarding an outdoor marquee. Fireworks.
Derrick & Joan Parker	Greenways Cherry Treen Lane, Bourton	Noise disturbance, mentions windows having to be open. Alcohol led disturbances. Dangerous/Narrow roads and increased traffic, not well lit at night.
Nathan Sutcliffe	Field View, Frankton Road, Bourton on Dunsmore	Noise pollution. Increase in road traffic, road here is unsuitable for significant traffic. Late night fireworks.
Alison Jack	Ashmore, Main Street, Bourton	Noise pollution, music and vehicles.
Robert Jack	Ashmore, Main Street, Bourton	Noise pollution, guests, music and vehicles.
Keith Henry	2 Dunsmore Cottage, Cherry Tree Lane, Bourton	Noise pollution, thinks licence should not extend past midnight. Late night traffic and speed of vehicles travelling through the village.
Mrs A Watch	1 Bourton, Rugby	Closest neighbour to the premises – concerned about late night traffic.
Mark Guyatt	5 Home Farm Barns, Birdingbury Road, Bourton on Dunsmore	Noise disturbance. Late night fireworks. Increased traffic on a dangerous bend in the road with limited footpaths.

David Snead	Wellington Cottage Bourton-on-Dunsmore Warwickshire CV23 9QS	Noise disturbance. Safety risk to villagers from drunken behaviour. Fireworks, pollution and disturbance to livestock and wildlife. Late night traffic
Mrs J Siklossy (submitted by John Clarke)	None given.	Planning permission concerns - <b>'Relationship of Licence application to planning permission R19/1429 requirements'</b> . Noise disturbance.

**From:**  
**Sent:** 15 October 2020 09:12  
**To:** EPT  
**Subject:** FAO Head of Environmental Services - Premises Licence application for Bourton Hall Bourton on Dunsmore

Appendix D

Dear Sir,

I am writing to formally register our objection to the current application to Rugby Borough Council by Bourton Hall Ltd to extend their live music Recorded Music Late Night refreshments and supply of alcohol.

This is a quiet rural village and we believe our parish council have made formal objection to this application to extend their existing licence.

It has yet to be proved that their current licence does not cause significant harm to the residents adjacent to Bouton Hall by way of

Increased Noise nuisance

Increased vehicular traffic on a very dangerous bend in the road with limited footpaths

Late night fireworks on any day of the year with the impact on residents, family pets and adjacent livestock.

It would therefore be totally inappropriate for Rugby Borough Council to increase the licensing hours when the current limitations have not been tested in a live season of events. It may well be that Environmental Health will have to put further restrictions on the site to ensure that all noise activities are retained within the internal spaces and that the venue can operate a successful local business without any impact on local residents.

Having previously lived next door to a Public House environmental conditions never improve over time when alcohol is concerned, things always get worse so we would again stress our strong objection to any further increase to the licence until the existing license has been proved to work and be operated in a way respectful of the local residents.

Regards

Mark Guyatt

**MetropolisArchitecture**

StudioG, 5 Home Farm Barns, Birdingbury Road, Bourton on Dunsmore, Warwickshire, CV23 9RA



Mon 05/10/2020 14:52

Liz Pittman

Objection to application for extended licensing hours by Bourton Hall. Bourton, CV23 9QZ

Appendix D

To Rugby Borough Council Licensing

 You replied to this message on 08/10/2020 14:02.

I would like to lodge an objection to the above application.

Bourton is a small, quiet rural village which would be completely spoilt by late night music. It would be very disruptive to residents' sleep, particularly for children. The existing hours are quite sufficient for a wedding venue and my concern would be that the extension would lead to more late night parties and other social occasions. A venue such as Bourton Hall in its village setting is not a suitable place for this sort of activity. There would also be the inevitable increase in late night traffic through the village, bringing further disruptive noise and pollution.

I do object most strongly.

Regards

Eliazbeth Pittman

Chestnut Barn  
Bourton  
CV23 9QX



Wed 14/10/2020 11:57

Contact Centre

RE: URGENT Objection to extending licensing for entertainment and alcohol for Bourton Hall

Appendix D

To 'Keren Rolfe'

Cc RBC Planning; [Licensing\\_Team](#)

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

From: Keren Rolfe

Sent: 14 October 2020 11:26

To: Contact Centre

Subject: URGENT Objection to extending licensing for entertainment and alcohol for Bourton Hall

Hi,

My name and address is

Keren Rolfe  
Potney Cottage  
6 Main St  
Bourton  
CV23 9QS

I am writing to express my extreme concern and strong objection to an application placed by Bourton Hall ltd on Friday September 18th 2020.

I moved here as a disabled single mother to a young son because of its quiet location and lack of pub/social club. Large amounts of noise severely affect my health and I am worried that music played both inside or outside the venue will make living in my house unbearable as I live straight across a field from the venue.

I totally understand that there will be some noise however noise carrying on till midnight during the week and till 1 at the weekend will mean my son will not sleep and will severely affect his schooling. He is only 8 so needs more sleep than that.

Noise from music, people leaving the premises in early hours of the morning will all have a massive negative affect on our village.

7

Music, alcohol and food till the early hours is not going to be quiet even with any measures taken.





Wed 14/10/2020 11:57

Contact Centre

RE: URGENT Objection to extending licensing for entertainment and alcohol for Bourton Hall

Appendix D

To 'Keren Rolfe'

Cc RBC Planning; [Licensing\\_Team](#)

Music, alcohol and food till the early hours is not going to be quiet even with any measures taken.

A licence was agreed based on celebrations not going past 11 on any day. We were assured by the owner that all activities would be conducted indoors with no open windows or doors to allow noise to get out. Apart from very occasional silent fireworks. However if you look at whisper fireworks these are far from silent.

I object strongly because:

- 1) vastly increased cars etc throughout days and weeks on very quiet windy road with no lighting or pavements in places and on roads where children, horses, other animals are travelling.
- 2) massively increased traffic late at night on residential road with no footpath
- 3) huge amount of noise nuisance (music, shouting, fireworks) late every night of week effecting my health and my sons schooling
- 4) outdoor late night fireworks (which are loud despite being called silent) when livestock, pets and children are all trying to rest potentially every night of the week.

The requested application hugely changes what was originally granted and promised. The original, even though will affect my every day life is liveable. The new request will make life totally unbearable for me and my son.

All the other properties this business owns are well away from residential areas and to believe they can run Bourton Hall in the same way in a quiet residential area is beyond belief and reprehensible.

I look forward to hearing from you about this matter on receipt of this email.

Kind regards

Keren Rolfe

**Wellington Cottage  
Bourton-on-Dunsmore  
Warwickshire  
CV23 9QS**

Head of Environment and Public Realm,  
Rugby Borough Council,  
Town Hall, Evreux Way, Rugby, CV21 2RR

Dear Sir/Madam,  
Bourton Hall, Main Street, Bourton-on-Dunsmore  
Notice of application for a premises licence  
RBC254749509

I wish to make representation to raise strong objection to the application for extended licences to

- the supply of alcohol from 11am to 1am, Sunday to Saturday
- late night refreshment from 11pm to 1am, Sunday to Saturday
- live music from 12 noon to 12 midnight, Sunday to Thursday, and from 12 noon and 1am, Friday to Saturday
- recorded music from 11am to 12 midnight, Sunday to Thursday, and from 11am to 1am, Friday to Saturday

The extension to these licences is unreasonable and will result in noise and nuisance every day of the week throughout the year. My sleep will be disturbed as a result and I will not be rest properly. The extended provision of alcohol will result in drunkenness and loutish behaviour in a residential area, which will result in an unacceptable risk to the safety of the residents and their property.

The use of fireworks every night of the week is unreasonable and results in unnecessary noise and disturbance and light pollution. One of the reasons for living in the countryside is to enjoy the night sky free from light pollution how is this to be achieve with fireworks going off every night of the week. Fireworks are damaging to the environment, distributing litter randomly across a large area of the countryside and represents a risk to fire in hot dry periods over the summer months which is part of our changed climate pattern. Fireworks cause widespread alarm to livestock which is not acceptable to the location where agriculture is such an important part of the economy, and livelihood of the villagers. They are also alarming to pets and disturb the local wildlife.

The organised parties which will exploit these licences will result in excessive traffic late at night and into the early hours of the morning disturbing the peaceful nature of the village.

I have a right to expect to enjoy peace and quiet on at least some evenings of the week which will not be possible given this application it is. This represents a very significant change from the licence provision already in place and cannot be justified against the inevitable disruption it will result in.

Yours Faithfully

D Sned

1. Bowton  
Rugby  
Works  
CV23 9AZ

13.10.20

Dear Sir

As the nearest  
neighbor to the wedding  
venue I strongly object  
to the late licensing hours  
the traffic in the early  
hours of the morning will  
be a nightmare for me

Yours faithfully

Rugby Borough Council  
Business Support Services

19 OCT 2020

RECEIVED

Dept

Licensing

11

2, Dunsmore Cottage  
Cherry Tree Lane  
Bourton, Rugby  
Warwickshire  
CV23 9QL

09<sup>th</sup> Oct 2020

Dear Sir or Madam,

With reference to planning application RBC254749509, at Bourton Hall to extend licencing for entertainment and alcohol.

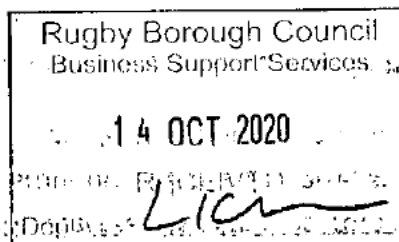
I strongly object to this application increasing activities from midnight to 01.00am. People leaving this venue will create disruption and vehicle noise, and this could be any day of the week. This is far too late for a small village ie Bourton on Dunsmore.

I am also very concerned about the increased vehicle traffic through the village at such a late time. People may think they can speed through Bourton without any consequences, as it is so late.

I feel that the licence must not extend beyond midnight, and more consideration should be given to the neighbours of Bourton on Dunsmore.

Yours Faithfully,

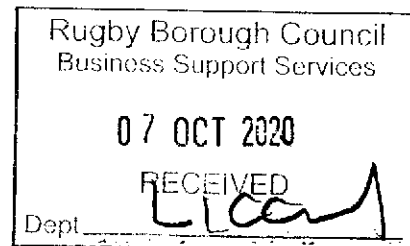
Keith Henry



3 Hickens Cottages  
Main Street  
Bourton on Dunsmore  
CV239QS

5 October 2020

Environmental Services  
Rugby Borough Council  
Town Hall  
RUGBY  
CV21 2RR



To Head of Environmental Services

**Objection to an application to extend licensing for entertainment and alcohol at Bourton Hall.**

I note an application made by Bourton Hall limited on Friday 18th September seeking to extend the licensed times for Live Music, Recorded music, Late night Refreshments, and supply of Alcohol..

It is my understanding that following various consultations Planning Permission was given to this venue with limitations of times for music of all sorts, sale of alcohol and as far as I'm aware late night refreshments were not even suggested. These limits we understood to be to protect this rural environment and its inhabitants both human and animal. This is a tranquil quiet place .

The owners sought to assure the village that there would be minimal disruption in terms of noise, aggravation from late night revellers. Indeed it was clear from the planning application that all music would be in a closed environment on the furthest side from the village. I note from the venues advert they are now offering outdoor weddings no doubt with accompanying music.

**We would strongly object on the following grounds**

- Greatly increased late night traffic on narrow roads with associated noise and nuisance in a place where there is minimal night time road noise.
- Daily Daytime traffic increase on rural roads where there is rural traffic with agricultural machinery and lots of horse traffic, narrow pavements, pavements are on single side only requiring pedestrians to cross the road to remain on a pavement, this has not been a problem but difficulties will increase with more traffic, of which a considerable amount may be larger vehicles such as minibuses.
- Enormous detriment to this quiet peaceful village with noise from loud music, guests exiting loudly late at night or in the hall grounds, fireworks.
- Fireworks, the use of fireworks has been played down by the owners but any fireworks are a nuisance to residents and animals including wildlife in terms of both noise and light, there is currently little or no light pollution.

It does seem that the owners of the hall are seeking to move outside what was suggested to villagers would happen, stretching the times when loud music, alcohol and refreshments will be available, it is not clear if some activities e.g. wedding ceremonies and music are now planned for outdoors, opposition to the original planning was limited due to the restrictions laid down. If this licence extension is granted it suggests a very significant detriment to this villages way of life and quiet peaceful environment. It further begs the question that if this is granted what is the point of the original planning process which sought to balance and mitigate for all parties. If this extension is granted it suggests that the Bourton Hall Company can ride roughshod over the rest of the village inhabitants and raises concern about what further activities they will aim for.

*Yours Sincerely*

ANGEL COTTAGE  
 MAIN STREET  
 BOURTON ON DUNSMORE  
 WARWICKSHIRE CV23 9QY

Environmental Services  
 Rugby Borough Council  
 Town Hall  
 Rugby  
 CV21 2RR

07 October, 2020

To the Head of Environmental Services  
**Bourton Hall Ltd, Application for Grant/Provisional statement of a Premises  
 Licence/Club Premises Certificate under the 2003 Licensing Act**

Dear Ms Ketley,

We are writing to express our strong concerns and objection to the granting of the licence sought by Bourton Hall Ltd, our close neighbours.

A licence to conduct weddings at the venue was initially applied for and granted on the understanding that celebrations at Bourton Hall, which, unlike the other venues owned by Country House Weddings is located in the centre of the village, would not go beyond 23:00 on any night of the week. Furthermore, verbal assurances were provided by the owners that all activities would be conducted indoors, although reference was made to the possibility of fireworks being offered among the packages available to customers. The owners suggest that 'whisper' fireworks only would be used, and that these are essentially silent. Footage available on their own website (<https://www.countryhouseweddings.co.uk/> under details of the individual venues and their trusted suppliers) and that of one of the two pyrotechnic companies they employ (<https://dynamicfireworks.co.uk/wedding-fireworks/>) demonstrates that this is not the case and also that the appreciation of the guests and, depending on the package, accompanying music, greatly adds to the noise of a display. We are aware that currently the Bourton Hall venue does not offer firework displays among their standard wedding packages, but as they have acknowledged the possibility of their use, we have to take that into account when considering the impact of their recent application on us.

The new application for an extension to the original licence and the opportunity offered to customers on the Country House Wedding website of barbeques and hog roasts, essentially outdoor entertainments, for up to 120 guests, suggests a lack of good faith on the part of Bourton Hall that undermines the value of the assurances they have given.

We do not object to the use of Bourton Hall as a wedding venue, but it is an



entertainment business that has been introduced into what is otherwise an established entirely residential, rural and agricultural setting and we feel that it is incumbent on the owners to ensure that their activities do not adversely affect the lifestyle and reasonable expectations of residents and life-stock farmers or likewise the welfare of domestic and farmed animals and wildlife, on whom the detrimental effects of noise and night-time lighting are well documented. Those of us who have chosen to live in the countryside have done so because we value our rural lifestyle including good air quality, quiet roads and a peaceful, natural environment. For those of us living in the village, events will not end at 01:00 but will continue for an indeterminate period as guests and staff leave the venue. Even with binding assurances that all events and music would take place indoors, extending the hours of Bourton Hall's licence would have a highly adverse effect on our quality of life.

Sound travels easily throughout the village and across the countryside to the surrounding villages. Many properties either closely neighbour Bourton Hall or back onto land adjacent to it and will be directly impacted by the noise generated there as has been experienced in the past when weekend events were held by the previous tenants of the hall.

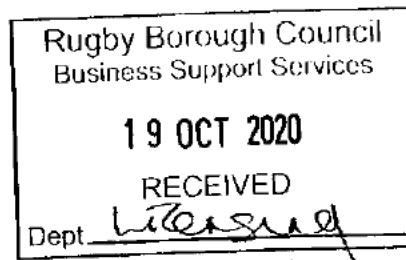
Therefore, with particular consideration of the activities already on offer at Bourton Hall, we are objecting to the application to extend the existing licence to play live and recorded music until midnight on Mondays to Thursdays and until 01:00 on Fridays to Sundays and to serve alcohol and food and refreshments until 01:00 on all nights of the because it would permit:

- Increased disturbance from traffic late at night on all nights of the week throughout the year in a rural environment, including the two-way passage of taxis and minibuses arriving to pick up guests and departing with them.
- Significant noise and disturbance from the venue (guests, music, fireworks) and the potential for this to extend beyond the venue into the village from which the hall is not isolated on all nights of the week throughout the year.
- Increased danger to villagers, domestic animals and wildlife from the passage of traffic late at night along an unlit road with limited paving.
- Outdoor celebrations for up to 120 guests including the possibility for fireworks on any night of the week throughout the year in a rural and residential environment.

We hope you will take our objections into account in making your decision.

Yours sincerely,

Felicity, Thomas, Tabitha and Henry Marsh



Ashmore  
Main Street  
Bourton on Dunsmore  
Warwickshire  
CV23 9QS  
Thursday 15<sup>th</sup> October 2020

**The Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR**

Dear Sir / Madam

Bourton Hall Limited (Country House Weddings) has submitted an application for an extension to their licence. If successful, they could serve food and alcohol until 1.00 am any night of the week, play live or recorded music until midnight on Mondays to Thursdays and until 1.00 am on Fridays to Sundays, and have barbeques or similar until 5am on any day of the week.

I am concerned about the impact that this business will have on the surrounding villages of Bourton and Draycote. Bourton village was, in its day, an estate village and the houses are in close proximity to the hall. There is a need for the company to adapt some of their procedures to respect the needs of their close neighbours. My specific concern with this license extension application is:

**Noise pollution** – I am concerned that those making decisions might not have experienced just how quiet a rural location can be, and therefore be unaware of just how intrusive non rural noise can be. Bass frequencies have a habit of escaping their intended confines. I would be surprised if you have not experienced examples of that from being confined near someone playing music through headphones, under the impression they are disturbing no one. Drunken party goers are oblivious to the extent that their shrieks etc will travel in a rural location. The applicant has presumably based the business model on frequent wedding events, and will endeavour to maximise the number of events. This will generate significant noise pollution arising from;

- Live or recorded music
- Guests roaming the grounds or leaving the venue having consumed alcohol
- Traffic noise from private cars, taxis or minibuses

While an increase in noise pollution during the day will be disappointing for residents, disruption at such anti-social hours (well beyond 11.00 pm on any night of the week) will, I feel, be totally unacceptable.

Kind regards

**Robert Jack  
Ashmore  
Main Street  
Bourton on Dunsmore**

Ashmore  
Main Street  
Bourton on Dunsmore  
Warwickshire  
CV23 9QS  
Thursday 15<sup>th</sup> October 2020

**The Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR**

Dear Sir / Madam

I understand that you are inviting public comments on the application submitted by Bourton Hall Limited (Country House Weddings) for an extension to their licence which, if successful, would mean that they could serve food and alcohol until 1.00 am any night of the week, and play live or recorded music until midnight on Mondays to Thursdays and until 1.00 am on Fridays to Sundays.

While I am pleased that the acquisition of Bourton Hall by Country House Weddings allows the beautiful buildings and grounds of Bourton Hall to be restored and preserved, I am concerned about the impact that this business will have on the village. I have looked at the **Country House Weddings** website and note that the company's other venues all appear to be stand-alone historic houses in their own grounds. The location of Bourton Hall is much more integrated into the village than in these other situations. I feel that there will therefore be a need for the company to adapt some of their procedures to respect the needs of their much closer neighbours. My specific concern with this license extension application is:

**Noise pollution** – Many of the residents of the village have chosen to live here because it is so peaceful, particularly at night. I am concerned that frequent weddings will generate significant noise pollution arising from;

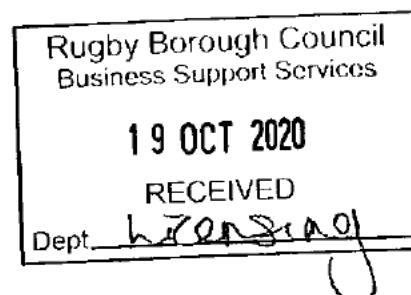
- Live or recorded music
- Guests leaving the venue having consumed alcohol
- Traffic noise from private cars, taxis or minibuses

While an increase in noise pollution during the day will be disappointing for residents, disruption at such anti-social hours (well beyond 11.00 pm on any night of the week) will, I feel, be totally unacceptable.

I look forward to hearing from you.

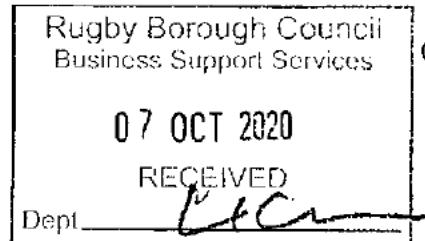
Kind regards

**Alison Jack  
Ashmore  
Main Street  
Bourton on Dunsmore**



Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR

Blackberry Lodge  
Bourton On Dunsmore  
Rugby  
CV23 9QZ  
05/10/2020



Dear Sir,

**Reference application** by Bourton Hall Ltd. to extend the times of their license.

Please accept this letter as a formal objection to the application made by Bourton Hall Ltd. to extend the times of their licence to serve food and alcohol, and play live music up until 1am. The extension would be inappropriate and unreasonable for what is a quiet and tranquil small village - for the following reasons:

- 1) The significant noise this will create at a time when most people will be in bed, and thus disturb their sleep, and their children's sleep, especially as fireworks are intended. It will without doubt disturb residents peace with live and recorded music up-to 1am three nights a week, and live and recorded music up-to midnight on the other four nights.
- 2) The increased traffic this will cause, not only adding to the noise, but also road safety concerns, as the venue entrance is located on a bend on what is a narrow country lane, where care is needed at all times, let alone 1am.
- 3) The original license was granted less than a year ago, on the understanding that no celebrations would go beyond 11pm. The village was also verbally assured by the owners that all activities would be conducted indoors. This is therefore a breach of goodwill from the owners.

If the license times are extended this will spoil the quality of everyday life, for all who live in this small rural community and cause ongoing conflict.

Yours faithfully,

Gary Carter

Caritas Cottage

Draycote

Nr Rugby

CV239RB

06/10/20



Re: Notice of application for( grant/provisional statement) of a license/club premises certificate for

BOURTON HALL LTD

Bourton hall

Main street

Bourton on Dunsmore

Rugby

CV239QZ

Dear Sir

I wish to object strongly to this application for extended license and music hours. The original application was for a finishing time of 11pm, which was acceptable for a small village community. However, this new application will greatly impact the village and surrounding area with traffic and noise pollution into

the early hours of the morning. It would be different if the hall was located in an isolated area away from residential properties but being in a village location this would be unacceptable. Noise travels a long way and, in the past, Draycote , Marton and Birdingbury have all been affected by excessive noise from festivals, fetes etc.

It would appear that the company wanted these extended hours from the beginning but initially submitted earlier finishing times and very quietly submitted this application.

It would blight the tranquil environment of the surrounding villages as well as Bourton and therefore I submit this objection.

Yours faithfully

A.Mather

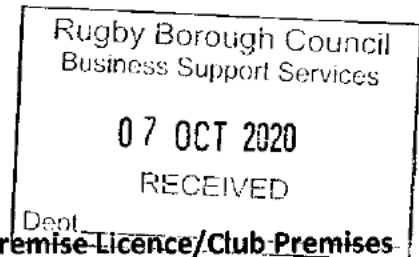
Appendix D  
Barry & Christine Betts  
Croft House  
Main Street  
Bourton-on-Dunsmore  
Warwickshire  
CV23 9QY

Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR

4<sup>th</sup> October 2020

Dear Sir/Madam,

**Re: Notice of Application for (Grant/Provisional Statement) of a Premise Licence/Club Premises Certificate under the 2003 Licensing Act. Bourton Hall Ltd, Bourton Hall, Main Street, Bourton on Dunsmore, CV23 9QZ**



I am writing with reference to the above licensing application as we believe that we will be affected by the approval of this application. Our property is in close proximity to Bourton Hall in a very rural location, surrounded by lovely green space in a village which is quiet, peaceful and has limited traffic passing through it.

I wish to make representation in the following areas of concern should this application be successful - Public Nuisance and Crime & Disorder: Further explanation of our concerns are listed below for information:

- 1. Noise Nuisance** – we are very concerned about noise from live and recorded music in the evenings, particularly until 1am! We have a school aged daughter who should not be kept awake by loud music at night, and we should not be kept awake at night in such a rural location. The loud music will no doubt easily carry across to our property, limiting our choice to have open windows. In addition to this if events are held outdoors, in marquees etc this will most certainly be heard at our property. We are also concerned about noise from drunken people, who may be walking past our property up to and after 1am – completely unacceptable for a rural quiet village location. We also both work which will no doubt affect our ability to carry out our roles having been kept awake until the early hours.
- 2. Traffic Nuisance** – we are very concerned about the increase in traffic – delivery vehicles in the early hours and late hours, people leaving the location in the early hours of the morning, staff arriving and leaving early hours of the day and up to and after 1am, plus taxis dropping off and collecting people up to and after 1am.
- 3. Sale of alcohol** – we are extremely concerned about the sale of alcohol until 1am. This is a very safe and quiet rural location which I suspect will be spoilt by drunken behaviour until the early hours of the morning.

4. **Entertainment types** – Bourton Hall is a historic building which was not designed or built to withstand modern sound equipment and therefore the leakage of sound from the building from music (recorded or live) is a concern. This is likely to be exacerbated in summer months when guests will request windows and doors to be open or that socialising is requested to occur more outdoors. I would be interested to understand what mitigations have been put in place to soundproof areas intended to house music and what noise limiting devices will be used so that music is contained within the Bourton Hall property. I would also like confirmation that amplification of music is prohibited and what like to know what would be put in place to limit noise from outdoor music.
  
5. **Neighbourhood safety** – Bourton village is a very quiet, safe rural location. Increased traffic, footfall and large gatherings until late at night will no doubt bring about drunken behaviour, potential violent drunken behaviour through our village, potential drunk/dangerous driving, litter/bottles/ rubbish dropped etc.

This application requests a premise licence, yet the details requested in connected with Live music and Recorded music already exceed those of the Live Music Act 2012 which limits disturbance to 11pm. It concerns me that an exemption from the Live Music Act of 2012 is already being applied for when the Country House Weddings company has not yet shown with evidence that they can do business in Bourton without disturbing the village community within the parameters of the Live Music Act.

We are very unhappy that the peace and tranquil of Bourton on Dunsmore will be ruined by this application, if successful. Even if the wedding organisation says it will act reasonably, the fact that it is in such close proximity to many residents, with a leisure business operating until 1am every day is totally unacceptable – this is not in the middle of nowhere and neither is it in a town centre. It simply should not be allowed.

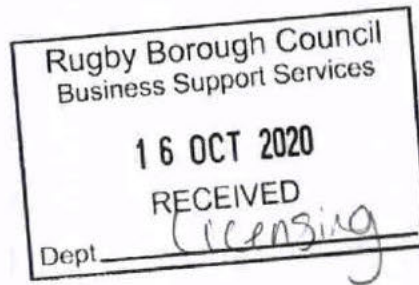
We look forward to hearing from you and how our concerns can be successfully mitigated. I would also like to receive confirmation that this formal objection has been received and will be considered. I would have expected an email method of objecting would be available, but that doesn't seem to be the case? For ease of communication our email address is

Yours faithfully,

Barry & Christine Betts



Environmental Services  
Rugby Borough Council  
Town Hall  
RUGBY  
CV21 2RR



Field View  
Frankton Road  
Bourton on Dunsmore  
CV23 9QT

13 October 2020

To the Head of Environmental Services

**Bourton Hall**

**Strong objection to an application to extend licensing for entertainment and alcohol**

We are writing to formally express our concern with and object to an application placed by Bourton Hall Limited. There is no reference for this application but it is dated Friday 18<sup>th</sup> September 2020.

The application is requesting permission to play live and recorded music until midnight on Mondays to Thursdays and until 01:00 on Fridays to Sundays. It is also requesting permission to serve alcohol, food and refreshments until 01:00 for every day of the week.

I understand that a licence to conduct weddings was originally granted on the understanding that no celebrations would go beyond 23:00 on any day of the week. I also understand that verbal assurances were given that all activities would be conducted indoors and there would only be the occasional outdoor fireworks.

The change to assurances previously provided is concerning in itself.

We are objecting to this application on the following grounds:

- Significant noise and nuisance on all nights of the week beyond a reasonable time in a quiet, rural location.
- Vastly increased vehicular traffic throughout all days of the week on a road that is frequented by horse riders and generally unsuitable for significant traffic.
- There could be outdoor late-night fireworks on any day of the year when many homes have domestic pets (like us) and with livestock nearby (we will shortly have sheep very close by).

The application appears to significantly change the terms originally granted and could have a damaging effect on the safety, wellbeing and quality of life for the residents of the village. Whilst we welcome the additional employment in the area brought by the venue, we do not believe the licence being applied for is reasonable in the context of the village.

We note that the company's group operates other venues located away from quiet, residential areas where the effect of noise and increased traffic may not be significant. That is clearly not the case here. We will be grateful if you will bring this in to consideration, together with objections raised by others, in reviewing this application.

Yours faithfully

NATHAN SUTCLIFFE

DEAR SIR/MADAM

I would like to reiterate our  
 OPPOSITION TO THE EXTENSION OF  
 LICENCE HOURS FOR BOURTON MALL.

THIS IS A RESIDENTIAL AREA AND THIS  
 CHANGE WILL HAVE A MATERIAL  
 IMPACT ON THE COMMUNITY.

OUR HOUSE (GATE FARM LODGE) WILL  
 BE IMPACTED BY ADDITIONAL NOISE  
 POLLUTION. WE BOTH WORK IN LONDON  
 AND LEAVE AT 06:00 IN THE MORNING  
 AND WILL HAVE SLEEP + LIFE QUALITY  
 IMPACTED.

WE STRONGLY OBJECT.

REGARDS

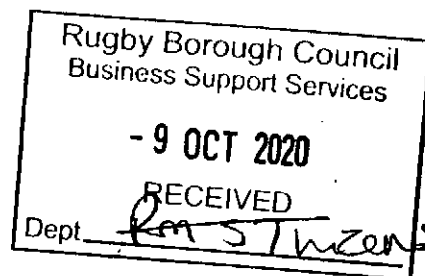
JASON + LOUISE WEBB

GATE FARM LODGE

BOURTON

RUGBY

CV23 9QX



Ben Cox & Anne-Marie Liszczyk

The Forge

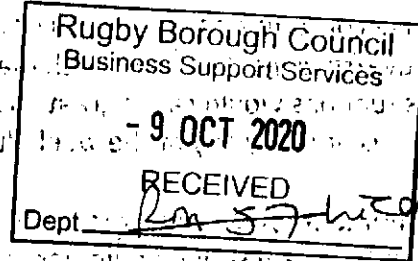
Main Street

Bourton-on-Dunsmore

Warwickshire

CV23 9QY

Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR



3 October 2020

Dear Sir/Madam; Re: **Notice of Application for (Grant/Provisional Statement) of a Premise Licence/Club Premises Certificate under the 2003 Licensing Act. Bourton Hall Ltd, Bourton Hall, Main Street, Bourton on Dunsmore, CV23 9QZ**

I write with reference to the above licensing application as I believed will be affected by the approval of this application. Our property is a Grade II listed property situated to the rear of and in close proximity to, Bourton Hall. I wish to make representation in the following areas of concern should this application be successful - Public Nuisance and Crime & Disorder. Further explanation of our concerns are listed below for information:

**1. Noise Nuisance** - We own a Grade II listed property in close proximity to Bourton Hall. As such many of our windows are single glazed and the materials used in construction of our home do not withstand noise as effectively as modern buildings. In summer months due to increased use of garden spaces by neighbours in the village we already often have to close our windows to try and get to sleep, a mitigation that rarely works and we end up purely waiting for the BBQ/garden gathering to be over. Obviously this is not ideal but we currently work around this issue due to it being a rare occurrence and our neighbours are respectful and mindful of going inside their homes and significantly reducing noise when it gets dark (approx. 9/10pm). Approval of this licence application risks increased village noise late into the night on every single day of the week! From the music (recorded and live) itself and the movement of a very large number of people after event closing time either to accommodation on the Bourton Hall estate or through the village at extremely unsociable hours. The Main Road (and primary access route to Bourton Hall) of the village runs in front of our property (and our 2 front bedrooms - single glazed) and the rear bedrooms of our property (single glazed) are directly behind the rear of Bourton Hall and extremely close to the proposed ancillary accommodation at The Stables. This is a very quiet village and noise travels very far and especially across flat areas, such as the field which runs directly between our garden fence and the Bourton Hall estate.

**2. Traffic Nuisance** - Currently traffic levels in the village are low and as such we experience little disturbance from traffic noise or pollution. We are concerned that an increased flow of vehicles to Bourton Hall by staff and wedding guests daily will increase traffic noise and pollution. This

application would allow for this disturbance to occur late at night when we want peace and quiet to be able to sleep properly. Traffic is also related to our point above about noise nuisance.

**3. Sale of alcohol** – We appreciate that it is preferential that a wedding venue should serve alcohol to guests. However the sale of alcohol at any time without any conditions to limit the location of consumption or levels of consumption causes us concern in the areas of noise nuisance from excessive consumption, anti-social or inappropriate behaviour, large and potentially disruptive/rowdy gatherings which may move outdoors and into other areas of the village. All of these situations would cause great stress and anxiety and this application would enable these risks to occur every day of the week during the daytime and at unsociable hours late at night.

**4. Entertainment types** – Bourton Hall is a historic building which was not designed or built to withstand modern sound equipment and therefore the leakage of sound from the building from music (recorded or live) is a concern. This is likely to be exacerbated in summer months when guests will request windows and doors to be open or that socialising is requested to occur more outdoors. I would be interested to understand what mitigations have been put in place to soundproof areas intended to house music and what noise limiting devices will be used so that music is contained within the Bourton Hall property. I would also like confirmation that amplification of music is prohibited.

**5. Neighbourhood safety** – In related to our concerns over increased alcohol consumption in the village daily, and concerns over daily increased village footfall and large gatherings my anxiety relates to the safety of the many young families, elderly and vulnerable people that have chosen to live in our village for the peace, quiet and tranquillity which promotes both physical and mental wellbeing. Many villagers live alone and we ourselves have family members with severe mental health conditions who stay with us regularly for respite. This application supports increased late night disturbance from alcohol consumption and late night music.

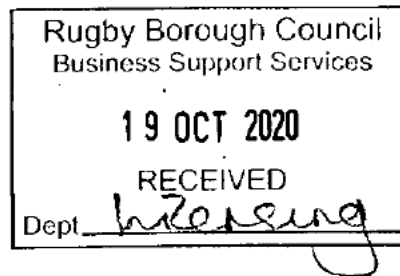
Contrary to how it may appear from the many concerns we have listed above it would be nice to think that Bourton Hall is sympathetically preserved, and its use is one which is a positive addition to the village. However, the Country House Weddings company who own Bourton Hall have as yet to build any trust and faith in the way they do business and we have no confidence that their wedding activities will not negatively impact multiple areas of our lives living in Bourton. This application requests a premise licence, yet the details requested in connection with Live music and Recorded music already exceed those of the Live Music Act 2012 which limits disturbance to 11pm. It concerns me that an exemption from the Live Music Act of 2012 is already being applied for when the Country House Weddings company has not yet shown with evidence that they can do business in Bourton without disturbing the village community within the parameters of the Live Music Act.

We have for 6 years, and to great emotional and financial cost, been lovingly resorting our grade II listed property so that we can enjoy a peaceful quality of life in our chosen setting of a rural and quiet village. It is extremely distressing to now be faced with developments which could undermine much of what we as a couple have been trying to work towards at great personal cost.

We look forward to hearing from you and how our concerns can be successfully mitigated.

Yours faithfully,  
Ben Cox and Anne-Marie Liszczyk

Environmental Services  
Rugby Borough Council  
Town Hall  
CV21 2RR



14<sup>th</sup> October 2020

For the Head of Environmental Service

**Strong Objection to an application to extend Licensing for  
Entertainment and Alcohol by Bourton Hall Limited.**

Dear Sir/Madam, I have heard through word of mouth that Bourton Hall Ltd have made an application to **significantly** extend the hours of operation already granted licence for Bourton Hall as a wedding venue. As far as I understand the initial licence was granted on the understanding that no celebrations at the location would extend beyond 23:00 on **any** day of the week.

This latest request for recorded and live music until midnight on Mondays to Thursdays and until 01:00 Fridays to Sundays is a significant increase. The Hall is situated in a small quiet village and such an extension would further impact on the tranquillity much enjoyed by the inhabitants. I believe it has been claimed that the music would be performed in the Hall itself, but it is quite obvious, because of the heat generated by large groups of individuals, that windows and doors would be open especially during the summer months.

Of equal, if not more concern is the request to allow the sales of alcohol on **ALL** days of the week until 01:00! It is a fact that alcohol can commonly lead to rowdiness and disturbances at wedding celebrations of all types. Again this will have a significant impact on village life, especially as Bourton on Dunsmore is very small village.

Access to the location is already very restricted due to the narrowness of the road itself and many inhabitants' parked cars. Noise and nuisance will be a significant factor due to cars, taxis, minibuses and coaches arriving and departing for the Hall in the early hours of the morning. It is clear that this disturbance would still be significant well after activities have ceased.

Further, the village is not well lit which could lead to collisions with parked vehicles or other objects by drivers who, perhaps, have not respected drink drive limitations.

What I find totally unacceptable is that the initial license conditions were begrudgingly accepted by the villagers because of assurances by Bourton Hall Ltd regarding noise and disturbance. Now this company wish to significantly extend the licensed hours after such a short period of time without having time to fully evaluate the impact of the current licensing hours because of COVID-19 restrictions.

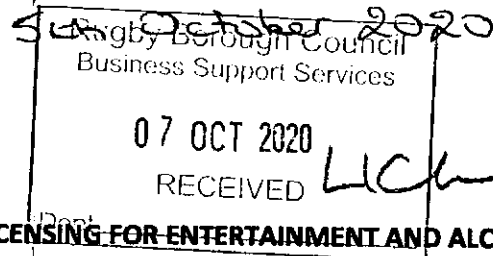
It is because of the above considerations that my wife and I strongly object to the granting any new extensions to the existing licensed hours.

Regards

Derrick and Joan Parker

Kiln Cottage  
 14 Main St  
 Bourton on Dunsmore  
 Rugby CV23 9QS

Environmental Services  
 Rugby Borough Council  
 Town Hall  
 RUGBY  
 CV21 2RR



To the Head of Environmental Services

**STRONG OBJECTION TO AN APPLICATION TO EXTEND LICENSING FOR ENTERTAINMENT AND ALCOHOL**

I am writing to formally express my concern with and objection to an application placed by Bourton Hall Limited; there is no reference for this application but it is dated Friday 18<sup>th</sup> September 2020 and I have attached a photograph of it to prevent any doubt or confusion about which application I am objecting to.

I have also contacted Rugby Borough Council's Licensing Authority (on Monday 28<sup>th</sup> September) by telephone (Ref: RBC254749509) to request clarification around this application. As of today, Monday 5<sup>th</sup> October, I have not had any reply nor contact from anyone in that department, despite being reassured that someone would get back to me.

I would like to know the terms of the licence, as these are not stated in the notice. Specifically, I want to clarify the aspect of how much of the live/recorded music can be played outside the main building of the venue (e.g. in a marquee or fixed outbuilding) as this will have a direct and very detrimental impact on the tranquil atmosphere in our village.

The application is requesting permission to play live music and recorded music until midnight on Mondays to Thursdays and until 01:00 on Fridays to Sundays. It is also requesting permission to serve alcohol and serve food and refreshments until 01:00 for all seven days of the week. No further detail is given about the terms of the licence being applied for.

A licence to conduct weddings was originally granted to this venue on the understanding that no celebrations would go beyond 23:00 on any day of the week. Villagers were also verbally assured by the new owners of Bourton Hall that all activities would be conducted indoors and that there would only be 'occasional' outdoor fireworks. The owners also stated that these fireworks would be 'silent' although they did not offer any explanation as to what silent fireworks were.

I am objecting to this application on the following grounds:-

- Significant noise and nuisance (e.g. loud music, shouting, fireworks etc.) on all nights of the week and beyond a reasonable time in what has, until now, been a quiet rural location.
- Vastly increased vehicular traffic (e.g. cars, taxis, mini-buses, coaches etc.) throughout all days of the week on a road that is frequented by horse riders and that has limited footpath for pedestrians.
- Vastly increased vehicular traffic (e.g. cars, taxis, mini-buses, coaches etc.) on all nights of the week and beyond a reasonable time on an unlit residential road with limited footpath.
- Outdoor late-night fireworks on any given day of the year in a rural location where most homes have domestic pets such as dogs and cats.
- Outdoor late-night fireworks on any given day of the year in a rural location with livestock present in many of the surrounding fields, including horses and sheep.

*continued overleaf...*

The current application significantly changes what was originally granted and has the potential to have a very damaging effect on the safety, wellbeing and quality of life for the residents of Bourton on Dunsmore. Most of the residents of this village have moved here specifically for the rural location with quiet roads and a calm atmosphere. The plans of Bourton Hall Limited to make money from serving food and drink at a venue operating until 01:00 on every day of the week will completely destroy the way of life in this village.

This organisation operates other venues which are located away from quiet residential areas where the impact of noise and increased traffic may not be so significant and, as such, the operations at these other venues should not be used as any sort of benchmark in this instance.

I would appreciate an early reply to these concerns, including an indication of what factors are included in the Licensing Authority's consideration as part of the assessment of this application.

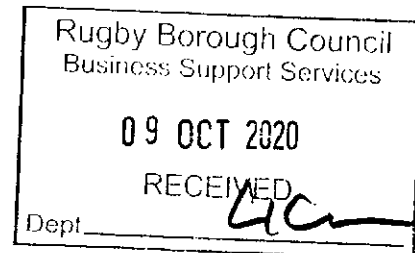
Yours faithfully,

MRS. V. McSWEENEY,



Meadowview  
Main Street  
Bourton on Dunsmore  
CV23 9QS

Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR



To the Head of Environmental Services

**STRONG OBJECTION TO AN APPLICATION TO EXTEND LICENSING FOR ENTERTAINMENT AND ALCOHOL**

I am writing to express my serious concern and objection to an application placed by Bourton Hall Limited, unfortunately no reference but dated 18<sup>th</sup> September 2020. Please find attached a copy of it to assist your reference.

I am led to believe the original application was for celebrations etc up to 2300 hours. Apparently, the owners wish is not to disturb/disrupt the local community but engage with them.

I cannot see how, now the owners have 'one foot in the door' so to speak, that applying for later licensing hours and entertainment activities is showing any consideration to the village, but other than having an adverse effect on the immediate community!

I am writing to this application on the following grounds.

1. Significant noise pollution and nuisance, music, shouting, singing, fireworks. Any day of the week past a reasonable time.
2. Vastly increased road traffic, bringing more noise and air pollution to a rural location during the day in a quiet village which sees walkers, horse riders and cyclists.
3. Vastly increased road traffic late at night, way beyond a reasonable time, again increasing pollution, both noise and air!
4. Outdoor fireworks even if silent, large flashes still distress pets, many of the occupants of the village have dogs at least.
5. Outdoor fireworks even if silent, will distress the livestock in the fields, which Bourton Hall is surrounded by.
6. Local wildlife, buzzards, owls, bats to name but a few of which many must seek sanctuary at night in the small wooded area directly adjacent to the Halls grounds.

My wife and I moved to Bourton almost three years ago to escape form the noise of the town and seek peace and tranquillity. We were absolutely devastated when the Hall was purchased for wedding venues after we moved in.

Our garden backs onto the direction of the Hall and totally believe that any further extensions or applications their license will have a devastating and dramatic impact on our lives and others due to the increase in noise and traffic.

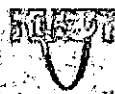
We enjoy watching the buzzards over the woods and field behind next to the Hall, along with the many other birds, occasionally hear a tawny owl and regularly see bats in the evening coming out to feed. A further and prolonged license extension of any kind will have to have an adverse impact over time on the wildlife and drive them from their habitat.

I would believe most of the traffic, private vehicles, coaches and taxis would come through the village. Hence, Bourton Hall cannot be compared to this companies' other sites, due to its remarkably close proximity to the village and the likelihood that the vast majority of the traffic will travel through what is generally a very peaceful rural village.

Please can this be submitted accordingly.

Yours faithfully

Sean Bunn



# NOTICE OF APPLICATION FOR (GRANT/PROVISIONAL STATEMENT) OF A PREMISE LICENCE/CLUB PREMISES CERTIFICATE

**Bourton Hall Ltd**  
**Bourton Hall**  
**Main Street**  
**Bourton on Dunsmore**  
**Rugby**  
**CV23 9QZ**

**Notice is given on this day (a) Friday 18th September 2020 that (b) Bourton Hall Limited has applied to Rugby Borough Council Licensing Authority for (Grant/Provisional statement) of a Premises Licence/Club Premises Certificate under the 2003 Licensing Act.**

**The Licensable activities/qualifying club activities are:**

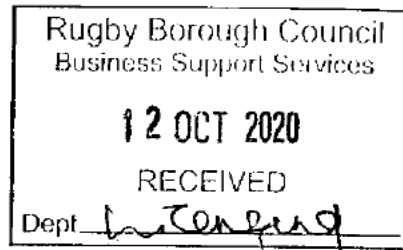
Live Music	Monday to Thursday	23:00 - 24:00
Live Music	Friday to Sunday	23:00 - 01:00
Recorded Music	Monday to Thursday	23:00 - 24:00
Recorded Music	Friday to Sunday	23:00 - 01:00
Late Night Refreshments	Monday to Sunday	23:00 - 01:00
Supply Alcohol	Monday to Sunday	11:00 - 01:00

**Anyone who wishes to make representations regarding this application must give notice in writing to: Head of Environmental Services, Rugby Borough Council, Town Hall, Rugby, CV21 2RR. Representations must be received no later than (d) Friday 16th October 2020.**

**The Licensing Authority's Register may be viewed during normal officer hours at the above address.**

**It is an offence under Section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000).**

Oakleigh  
Main Street  
Bourton on Dunsmore  
CV23 9QS



Environmental Services  
Rugby Borough Council  
Town Hall  
RUGBY  
Warwickshire  
CV21 2RR

To the Head of Environmental Services.

**STRONG OBJECTION TO AN APPLICATION TO EXTEND TO LICENSING FOR ENTERTAINMENT AND ALCOHOL**

We are writing to formally express my apprehension with and objection to an application placed by Bourton Hall Limited; there is no reference for this application, but it is dated Friday 18<sup>th</sup> September 2020, and we have attached a photo copy of it to prevent any doubt or confusion about which application we are objecting to.

We would like to know the terms of the licence, as these are not stated in the notice. Specifically, we want to clarify the aspect of how much of the live/recorded music can be played outside the main building of the venue (e.g. in a marquee or fixed outbuilding) as this will have a direct and very detrimental impact on the tranquil atmosphere in our village.

The application is requesting permission to play live music and recorded music until midnight on Mondays to Thursdays and until 01:00 on Fridays to Sundays. It is also requesting permission to serve alcohol and serve food and refreshments until 01:00 for all seven days of the week. No further detail is given about the terms of the licence being applied for.

We are objecting to this application on the following grounds:-

- Significant noise and nuisance (e.g. loud music, shouting, fireworks etc.) on all nights of the week and beyond a reasonable time in what has, until now, been a quiet, rural location.
- Vastly increased vehicular traffic (cars, taxis, mini buses, coaches etc) throughout all days of the week on a road that is frequented by horse riders and has limited footpath for pedestrians.
- Vastly increased vehicular traffic (cars, taxis, mini buses, coaches etc) throughout all nights of the week and beyond a reasonable time on an unlit residential road with limited footpath.

The current application significantly changes what was originally granted and has the potential to have a very damaging effect on the safety, wellbeing and quality of life for the residents of Bourton on Dunsmore. Most of the residents of this village (us included) have moved here specifically for the rural location with quiet roads and calm atmosphere. The plans of Bourton Hall Limited to make money from serving food and drink at a venue operating until 01:00 on every day of the week will completely destroy the way of life in this village.

This organisation operates other venues which are located away from quiet residential area where the impact of noise and increased traffic may not be so significant, and such, the operations at these other venues should not be used as any sort of benchmark in this instance.

We would appreciate an early reply to these concerns, including of what factors are included in the Licensing Authority's consideration as part of the assessment of this application.

Yours faithfully,

**Robert and Susan Nix**



# NOTICE OF APPLICATION FOR (GRANT/PROVISIONAL STATEMENT) OF A PREMISE LICENCE/CLUB PREMISES CERTIFICATE

**Bourton Hall Ltd**  
**Bourton Hall**  
**Main Street**  
**Bourton on Dunsmore**  
**Rugby**  
**CV23 9QZ**

Notice is given on this day (a) Friday 18th September 2020 that (b) Bourton Hall Limited has applied to Rugby Borough Council Licensing Authority for (Grant/Provisional statement) of a Premises Licence/Club Premises Certificate under the 2003 Licensing Act.

**The licensable activities/qualifying club activities are:**

Live Music	Monday to Thursday	23:00 - 24:00
Live Music	Friday to Sunday	23:00 - 01:00
Recorded Music	Monday to Thursday	23:00 - 24:00
Recorded Music	Friday to Sunday	23:00 - 01:00
Late Night Refreshments	Monday to Sunday	23:00 - 01:00
Supply Alcohol	Monday to Sunday	11:00 - 01:00

Anyone who wishes to make representations regarding this application must give notice in writing to: Head of Environmental Services, Rugby Borough Council, Town Hall, Rugby, CV21 2RR. Representations must be received no later than (d) Friday 16th October 2020.

The Licensing Authority's Register may be viewed during normal officer hours at the above address.

It is an offence under Section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000).

Appendix D  
Mark & Lynne Greaves  
Paddock View  
Main Street  
Bourton-on-Dunsmore  
Warwickshire  
CV23 9QZ

Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR

3 October 2020

Dear Sir/Madam,

Rugby Borough Council  
Business Support Services

07 OCT 2020

RECEIVED



**Re: Notice of Application for (Grant/Provisional Statement) of a Premise Licence/Club Premises Certificate under the 2003 Licensing Act. Bourton Hall Ltd, Bourton Hall, Main Street, Bourton on Dunsmore, CV23 9QZ**

I write with reference to the above licensing application as I believe that I would be affected by the approval of this application. I welcome the development of the premises to serve a viable and long term business as I believe that this will help to maintain the condition of the buildings and grounds.

However, I wish to make representation in the following areas of concern should this application be successful - **Public Nuisance and Crime & Disorder**.

I would be grateful for written assurance that **noise nuisance** will be adequately considered during the application process and conditions on noise levels imposed on the licence that would make it an offense to breach.

Our property is located approximately 185 metres from Bourton Hall and there are at least six properties at a closer proximity than us (the closest being as little as 100 metres distance) and many more within 1 kilometre of Bourton Hall, all of whom would likely be affected by noise nuisance should adequate restrictions on dB levels not be observed.

I believe that the applicants must provide an acoustic consultant's report to set out how acceptable dB levels for a Premise Licence/Club Premises Certificate are determined and demonstrate how such levels will be monitored and any restrictions enforced should they be breached during the operation of this licence.

We would welcome an invitation by the applicant's acoustic consultant to have our property form part of the study survey in order to determine this application, as I am sure would our neighbours, to ensure that the proposed activities at Bourton Hall would not give rise to noise nuisance.

Of further concern is the potential increase in **traffic frequency** once the premises fully operational as a wedding venue. Bourton Hall is located on a sharp bend of a rural road in a residential area. The current speed restriction is consequently 30 miles per hour (which in our experience, is rarely observed). Therefore I have concern about the potential risk of accidental collision through drivers

unfamiliar with the road layout, emerging from a concealed entrance onto a road which users observe high speed.

In my view it would be pertinent for the relevant authorities to consider traffic calming measures such as chicanes or visual deterrents common on other residential areas locally such as Marton, to slow traffic through Bourton and mitigate the risk of a road traffic accident.

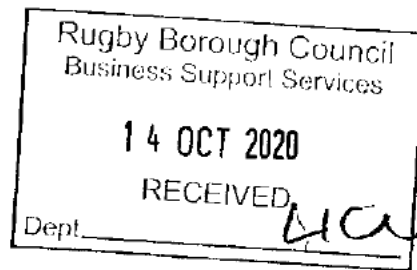
We look forward to hearing from you and how our concerns can be successfully mitigated.

Yours faithfully,

Mark & Lynne Greaves.

Rafters  
Main St.  
Bourton on

Dunsmore



Rugby  
CV23 9QZ  
5<sup>th</sup> October 2020

Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR  
To the head of Environmental Services

### **Objection to Application to extend licensing for Entertainment and Alcohol at Bourton Hall**

**We live directly opposite the front gates of Bourton Hall only a few metres from the entrance and have lived in this sleepy village for almost 40 years. We picked this village for its quiet location with no pub.**

**We are in our seventies as are most of the residents who live directly near the Hall**

**Our worries about the extension to the Entertainment and Alcohol License until 1 a.m. are as follows :**

**Noisy discos and live music would disturb our quiet residential neighbourhood late at night.**

**BBQ's and Hog Roasts held outside extending until the early hours of the morning would be a noise nuisance to those who live close to the grounds as we do**

**If they allow any marquee Weddings with outdoor music it would greatly disturb the nearby local residents like us**

**If the license is granted there will be staff and guests leaving well past 1 a.m.**

**Fireworks accompanied by music late at night would disturb such a quiet peaceful village**

**Regards**



BOURTON HALLS  
APPLICATION  
FOR  
LICENSE

MR P. WHITEHEAD  
ROWAM COTTAGE  
CHERRY TREE LANE  
BOURTON ON DUNSMORE  
NR. RUGBY  
CV23 9QL

DEAR SIR,  
I AM WRITING THIS  
LETTER TO PROTEST AGAINST BOURTON  
HALL'S APPLICATION.

THE APPLICATION FOR SELLING  
FOOD AND DRINK UNTILL 1AM  
EVERY DAY OF THE WEEK.

I WAS BORN IN BOURTON EIGHTY  
YEARS AGO AND I DO NOT <sup>WANT</sup> KEEPING  
AWAKE WITH TRAFFIC AND PEOPLE,  
PASSING THROUGH THE VILLAGE  
AT 2AM IN THE MORNING.

YOURS SINCERELY

Rugby Borough Council  
Business Support Services

16 OCT 2020

RECEIVED

Dept Licensing

Sunrise Cottage  
Draycote  
Rugby  
CV23 9RB

9th October 2020

Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby CV21 2RR

Dear Sir/Madam

**RE: Bourton Hall, Bourton on Dunsmore – Application for Premises Licence for Late Night Entertainment and Alcohol.**

I write to formally object to this application for the following reasons.

**Significant Noise and Nuisance:**

Bourton Hall is not situated in vast grounds remote from any settlement it is situated in the heart of a rural village. The application to extend the existing licence from 23.00hrs is unacceptable in terms of significant noise and nuisance. This applies particularly to the residents of the village of Bourton on Dunsmore but also to the village of Draycote who can hear the celebrations at this venue almost one mile away down the hill particularly when music is played outdoors in a marquee. To allow loud music, revellers, fireworks etc past the normal time of 23.00hrs on every day of the week is unacceptable and would demonstrate a complete disregard for the communities living nearby and a disregard for the intention of the licencing laws.

**Significant Increase in Traffic**

Cars, taxi's, coaches etc going from this venue late at night would create a noise nuisance, safety is also a consideration as the road through the village is narrow, is not lit and has limited footpaths.

**Livestock**

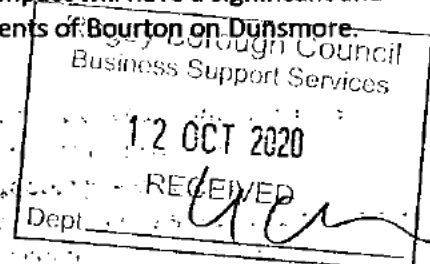
The village has fields adjoining Bourton Hall and fields bordering the road that contain livestock, sheep and horses all year round, the effect of noise, traffic and fireworks late at night is extremely distressing to these animals and also to household pets.

The original licence granted for this venue was for Weddings and in discussions with owners, the residents were assured that no celebrations would go on beyond 23.00hrs and that all activities would be conducted indoors. I now seems that the original and reasonable licence application was merely a stepping-stone to the real objective, to obtain a licence for a late-night entertainment venue seven days a week without restriction.

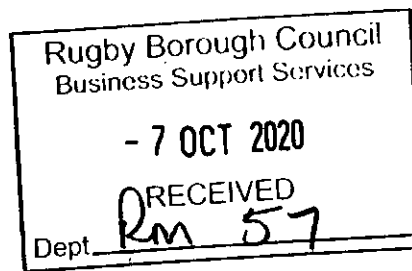
This application should be refused. Bourton Hall is situated in the heart of a village and a late-night entertainment venue is not suited to this environment where its impact will have a significant and detrimental effect on the wellbeing and quality of life of the residents of Bourton on Dunsmore.

Yours sincerely

Barbara Walker BSc. (Hons) ACCA



Environmental Services  
Rugby Borough Council  
Town Hall  
RUGBY  
CV21 2RR



The Honey Pot  
Main Street  
Bourton on Dunsmore  
CV23 9QS

To the Head of Environmental Services

### **STRONG OBJECTION TO AN APPLICATION TO EXTEND LICENSING FOR ENTERTAINMENT AND ALCOHOL**

I am writing to formally express my concern with and objection to an application placed by Bourton Hall Limited; there is no reference for this application but it is dated Friday 18<sup>th</sup> September 2020 and I have attached a photograph of it to prevent any doubt or confusion about which application I am objecting to.

I have also contacted Rugby Borough Council's Licensing Authority (on Monday 28<sup>th</sup> September) by telephone (Ref: RBC254749509) to request clarification around this application. As of today, Monday 5<sup>th</sup> October, I have not had any reply nor contact from anyone in that department, despite being reassured that someone would get back to me.

I would like to know the terms of the licence, as these are not stated in the notice. Specifically, I want to clarify the aspect of how much of the live/recorded music can be played outside the main building of the venue (e.g. in a marquee or fixed outbuilding) as this will have a direct and very detrimental impact on the tranquil atmosphere in our village.

The application is requesting permission to play live music and recorded music until midnight on Mondays to Thursdays and until 01:00 on Fridays to Sundays. It is also requesting permission to serve alcohol and serve food and refreshments until 01:00 for all seven days of the week. No further detail is given about the terms of the licence being applied for.

A licence to conduct weddings was originally granted to this venue on the understanding that no celebrations would go beyond 23:00 on any day of the week. Villagers were also verbally assured by the new owners of Bourton Hall that all activities would be conducted indoors and that there would only be 'occasional' outdoor fireworks. The owners also stated that these fireworks would be 'silent' although they did not offer any explanation as to what silent fireworks were.

I am objecting to this application on the following grounds:-

- Significant noise and nuisance (e.g. loud music, shouting, fireworks etc.) on all nights of the week and beyond a reasonable time in what has, until now, been a quiet rural location.
- Vastly increased vehicular traffic (e.g. cars, taxis, mini-buses, coaches etc.) throughout all days of the week on a road that is frequented by horse riders and that has limited footpath for pedestrians.
- Vastly increased vehicular traffic (e.g. cars, taxis, mini-buses, coaches etc.) on all nights of the week and beyond a reasonable time on an unlit residential road with limited footpath.
- Outdoor late-night fireworks on any given day of the year in a rural location where most homes have domestic pets such as dogs and cats.
- Outdoor late-night fireworks on any given day of the year in a rural location with livestock present in many of the surrounding fields, including horses and sheep.

*continued overleaf...*

The current application significantly changes what was originally granted and has the potential to have a very damaging effect on the safety, wellbeing and quality of life for the residents of Bourton on Dunsmore. Most of the residents of this village have moved here specifically for the rural location with quiet roads and a calm atmosphere. The plans of Bourton Hall Limited to make money from serving food and drink at a venue operating until 01:00 on every day of the week will completely destroy the way of life in this village.

This organisation operates other venues which are located away from quiet residential areas where the impact of noise and increased traffic may not be so significant and, as such, the operations at these other venues should not be used as any sort of benchmark in this instance.

I would appreciate an early reply to these concerns, including an indication of what factors are included in the Licensing Authority's consideration as part of the assessment of this application.

Yours faithfully,

**Michael Brown**



# NOTICE OF APPLICATION FOR (GRANT/PROVISIONAL STATEMENT) OF A PREMISE LICENCE/CLUB PREMISES CERTIFICATE

**Bourton Hall Ltd**  
**Bourton Hall**  
**Main Street**  
**Bourton on Dunsmore**  
**Rugby**  
**CV23 9QZ**

Notice is given on this day (a) Friday 18th September 2020 that (b)

**Bourton Hall Limited has applied to Rugby Borough Council Licensing Authority for (Grant/Provisional statement) of a Premises Licence/Club Premises Certificate under the 2003 Licensing Act.**

**The Licensable activities/qualifying club activities are:**

Live Music	Monday to Thursday	23:00 - 24:00
Live Music	Friday to Sunday	23:00 - 01:00
Recorded Music	Monday to Thursday	23:00 - 24:00
Recorded Music	Friday to Sunday	23:00 - 01:00
Late Night Refreshments	Monday to Sunday	23:00 - 01:00
Supply Alcohol	Monday to Sunday	11:00 - 01:00

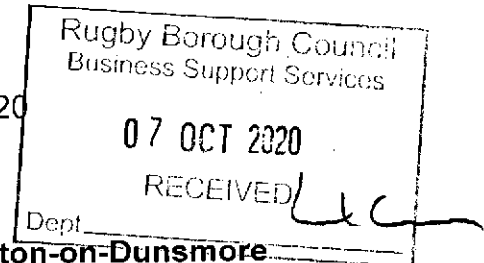
**Anyone who wishes to make representations regarding this application must give notice in writing to: Head of Environmental Services, Rugby Borough Council, Town Hall, Rugby, CV21 2RR. Representations must be received no later than (d) Friday 16th October 2020.**

The Licensing Authority's Register may be viewed during normal officer hours at the above address.

It is an offence under Section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (£5000).

The Old Presbytery  
Main Street  
Bourton on Dunsmore  
Rugby  
Warwickshire  
CV23 9QZ

2 October 2020



Dear Sir/Madam,

**Licence Application Bourton Hall, Main Street, Bourton-on-Dunsmore**

We are writing to register our objection in the strongest possible terms to the above licence application requesting licensable activities which include the supply of alcohol seven days a week from 11am to 1am, live music from 12 noon to midnight Sunday to Thursday and from 12 noon until 1am Friday to Saturday, and recorded music the same hours.

Bourton Hall sits in the heart of the village and has numerous residential households in close proximity. These households represent a mix of families with young children, younger and older couples and larger households. To have live music and recorded music taking place until midnight five night a week and to 1pm two nights a week will create a noise nuisance to these households, including our own, interrupting sleep and causing anxiety and upset from loud noise, especially the booming bass sounds. We think that live and recorded music is acceptable to 11pm but no later at any time in the week. Any later would constitute a public nuisance and potential disorder from those attending weddings and other party functions at Bourton Hall.

Serving alcohol and refreshments seven nights a week until 1am is also entirely inappropriate. Partygoers will spill out onto the lawns and outside areas late at night and create more noise, adversely affecting the nearby residential households. Again, this would constitute a public nuisance.

Where households have young children of school age, disruption to their sleep from music noise or noise from partygoers outside may harm their education.

There is also a public safety issue which we now detail. The roads into and out of Bourton Hall, including the Straight Mile, are dangerous at the best of times. People leaving the premises of Bourton Hall by car at 1am or even later will cause further noise and disruption to the whole village. Additionally, there are risks that people leaving may be in high spirits and have drunk more alcohol than they should. The right angle bend at Bourton Hall is dangerous and over the past few years two cars that we know of have misjudged the bend and driven into the Hall's brick wall causing serious damage to the cars. There is, therefore, the added potential for serious harm to occupants of cars that crash into Bourton Hall's brick walls. Also, as you know, there have been, unfortunately, at least two car accidents on the Straight Mile in recent years resulting in the deaths of the car drivers. Cars and motorcycles often use the Straight Mile as a 'race track' and it is surprising that there have not been many more serious accidents. It is also common for cars and lorries to

misjudge the edge of the road and end up in the deep ditch. An alcohol licence until 1 am will increase the risk of further serious accidents both in the village and also along the Straight Mile.

In view of the above, we urge you to refuse this application and only allow alcohol to be served and music (live and recorded) up until 11pm at the latest on any night of the week.

As Council Tax payers and voters registered with Rugby we expect the Council to act responsibly and in the public interest by refusing this application in all respects.

We require a written confirmation that the Head of Environment and Public Realm at Rugby Council has received this letter and request that we are informed as to when the committee will consider the licence application.

Yours faithfully,

Donald C. Pennington

Julie Pennington

Head of Environment and Public Realm  
Rugby Borough Council  
Town Hall  
Evreux Way  
Rugby CV21 2RR

Date: 16 October 2020

Our Ref: PL/Bourton Hall/JFAC

**SENT BY EMAIL**

Dear Sir or Madam,

**RE: APPLICATION FOR A PREMISES LICENCE UNDER THE LICENSING ACT 2003 - BOURTON HALL, MAIN STREET, BOURTON-ON-DUNSMORE, RUGBY, CV23 9QZ**

This letter is submitted as representations to the above Licence on behalf of Mrs J Siklossy who is the owner/occupier of Park Farmhouse, which physically abuts Bourton Hall immediately to the south. In relation to the 4 licensing objectives of the Act, Mrs Siklossy's representations relate to **the prevention of public nuisance**.

As set out in the associated guidance to the Licensing Act, Mrs Siklossy's representations also relate to the other key aims and objectives of **protecting the public and local residents from noise nuisance caused by irresponsible licensed premises** and of **giving local residents the opportunity to have their say regarding licensing decisions that may affect them** (paragraph 1.5)

Mrs Siklossy's representations in relation to the above objectives are as follows:-

**1. Relationship of Licence application to planning permission R19/1429 requirements**

Whilst Mrs Siklossy fully accepts that planning permission has been granted for the wedding venue use under R19/1429 and that this is a Licence application rather than a planning application, she wishes to bring to the Licensing Authority's attention that firstly, there is an overlap for the Council here to ensure consistency and 'joined up thinking' in assessing the issue of noise nuisance to local residents in terms of its responsibilities as a licensing authority and as a planning authority and secondly, in granting R19/1429 there were a number of stringent conditions which were imposed to prevent noise nuisance to local residents including condition 12.

As set out at paragraph 1.19 of the associated guidance to the Licensing Act, whilst licence conditions should not duplicate other statutory provisions, licensing authorities and licensees should be mindful of requirements and responsibilities placed on them by other legislation including the Noise Act and the Environment Protection Act. It is reasonable to assume that other legislation should include applications determined under the Planning Act i.e the requirement of planning permission R12/1429.

7-11 Albert Street, Rugby, Warwickshire CV21 2RX

Website [howkinsandharrison.co.uk](http://howkinsandharrison.co.uk)

Branches across the region and an office in central London

Howkins & Harrison is the trading name of Howkins & Harrison LLP.

PARTNERSHIP NO. OC316701 VAT REGISTRATION NO. 272 4321 77 REGISTERED IN England and Wales REGISTERED OFFICE 7-11 Albert Street, Rugby, Warwickshire CV21 2RX





Condition 12 of planning permission R19/1429 requires the submission of a noise assessment to determine background noise levels in order to establish an acceptable level of noise from the use. It's precise wording is as follows:-

**A noise assessment shall be undertaken by a suitably qualified person, submitted in writing to and approved by the LPA prior to occupation of the development. The assessment should determine the existing background noise levels at those times of the day and week that entertainment is likely to be played. The assessment should demonstrate the existing structure can adequately contain the level of noise from entertainment associated with weddings, or set suitable maximum noise levels (LAeq, T and LAF,max) not to be exceeded within the building and provide recommendations on how the maximum levels would be monitored and controlled.**

The stated reason for the condition is '*in the interests of residential amenity.*'

The Licence application requests the following licensable activities:-

- live music from 12 noon to 12 midnight, Sunday to Thursday, and from 12 noon and 1am, Friday to Saturday; and
- recorded music from 11am to 12 midnight, Sunday to Thursday, and from 11am to 1am, Friday to Saturday

As no application has either been submitted to or approved by the planning authority in relation to the requirements of planning condition 12, Mrs Siklossy cannot possibly see how the Licensing Authority are able to assess whether the live and recorded music in the hours proposed are acceptable in terms of potential noise nuisance to local residents, including her, because existing background noise levels when live and recorded music is to be played have not been established and agreed. In the absence of such a crucial piece of technical information then Mrs Siklossy has no alternative but to object to live and recorded music being approved through to midnight (Sun to Thurs) and 1 am (Fri to Sat).

Mrs Siklossy welcomes the representations of the Environmental Health Officer in the Council's Commercial Regulation Team to impose on any Licence approval the noise conditions 10, 11 and 12 on planning permission R19/1429 on any Licence approval, but she wishes to set out in the strongest possible terms that the consequences if the Licence application were to be approved for these hours for live and recorded music could be that a subsequent noise assessment undertaken (as required under condition 12 of the planning permission prior to the occupation of the development) **establishes that such hours late in the evening and into the early hours are not acceptable in relation to existing background noise levels.** How can the acceptability of these proposed hours for live and recorded music possibly be agreed without the required noise assessment being carried out?

## **2. Public nuisance emanating from the proposed hours for live and recorded music**

The following extracts from the associated guidance to the Licensing Act is salient in relation to the objective of preventing public nuisance:-

'It is important that in considering this objective, licensing authorities and responsible authorities focus on **the effect of the licensable activities at the specific premises on persons living and working in the area around the premises which may be disproportionate and unreasonable. The issues include noise nuisance.**' (paragraph 2.15)

'Conditions relating to noise nuisance will usually concern **steps appropriate to control the levels of noise emanating from premises**. Measures can include ensuring that windows and doors are kept close after a particular time, persons not permitted in garden areas of the premises after a certain time, installation of acoustic curtains or rubber speaker mounts, noise limiters.' (paragraph 2.17)

'Where applications have given rise to representations, any **appropriate conditions should normally focus on the most sensitive periods**. For example, **the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am**. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.' (paragraph 2.19)

Mrs Siklossy concludes that the proposal to allow live and recorded music through to midnight (Sun to Thurs) and 1 am (Fri to Sat) is unacceptable because it encroaches into the most sensitive period after 1pm for her, and other residents, to be able to sleep. It should be emphasized that the character of the area surrounding Bourton Hall, including Mrs Siklossy's property, is residential and therefore there will be a lot of residents who would suffer from noise disturbance in the most sensitive period should the License application be approved as proposed.

Please acknowledge the receipt of these representations and also confirm that its contents will be brought to the attention of the relevant Committee which will determine this application.

Yours faithfully,

**John Clarke BA (Hons) MA MRTPI**  
**Senior Planner**  
**Howkins & Harrison**

**Wellington Cottage  
Bourton-on-Dunsmore  
Warwickshire  
CV23 9QS**

15/10/20

Head of Environment and Public Realm,  
Rugby Borough Council,  
Town Hall, Evreux Way, Rugby, CV21 2RR

Dear Sir/Madam,  
Bourton Hall, Main Street, Bourton-on-Dunsmore  
Notice of application for a premises licence  
RBC254749509

I wish to make representation to raise strong objection to the application for extended licences to

- the supply of alcohol from 11am to 1am, Sunday to Saturday
- late night refreshment from 11pm to 1am, Sunday to Saturday
- live music from 12 noon to 12 midnight, Sunday to Thursday, and from 12 noon and 1am, Friday to Saturday
- recorded music from 11am to 12 midnight, Sunday to Thursday, and from 11am to 1am, Friday to Saturday

The extension to these licences is unreasonable and will result in noise and nuisance every day of the week throughout the year. My sleep will be disturbed as a result and I will not be rest properly. The extended provision of alcohol will result in drunkenness and loutish behaviour in a residential area, which will result in a unacceptable risk to the safety of the residents and their property.

The use of fireworks every night of the week is unreasonable and results in unnecessary noise and disturbance and light pollution. One of the reasons for living in the countryside is to enjoy the night sky free from light pollution how is this to be achieve with fireworks going off every night of the week. Fireworks are damaging to the environment, distributing litter randomly across a large area of the countryside and represents a risk to fire in hot dry periods over the summer months which is part of our changed climate pattern. Fireworks cause widespread alarm to livestock which is not acceptable to the location where agriculture is such an important part of the economy, and livelihood of the villagers. They are also alarming to pets and disturb the local wildlife.

The organised parties which will exploit these licences will result in excessive traffic late at night and into the early hours of the morning disturbing the peaceful nature of the village.

I have a right to expect to enjoy peace and quiet on at least some evenings of the week which will not be possible given this application it is. This represents a very significant change from the licence provision already in place and cannot be justified against the inevitable disruption it will result in.

Yours Faithfully

R Snead

Mr R Moyney  
Penny Cottage  
Main Street  
Bourton on Dunsmore

Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR

**Reference: Burton Hall Limited - Licensing Application**

To the Head of Environmental Services

I am writing to object to the application submitted by Bourton Hall Limited (ref: RBC254749509), in particular the request to extend the serving of alcohol till 01.00 seven days a week and extending the times of live or recorded music to either midnight or 01.00 seven days a week.

I have the following objections to this application:

1. It is unreasonable for the local community to accept an increase in noise beyond 23.00 on any night of the week but in particular weekdays, where this may cause undue disturbance to all residents but particularly to children.
2. It is unreasonable that residents in a rural area accept the use of fireworks beyond 23.00. Bourton Hall Limited state they will use "silent" fireworks. However, based on their previous use of fireworks and a scepticism that any fireworks can be suitably silent enough not to disturb residents, pets and local livestock. How do Bourton Hall Limited intend to assess and monitor the noise pollution from the fireworks they use?
3. Based on the assumption that the extensions requested by Bourton Hall Limited will increase the number of people and vehicles/vehicle types attending Bourton Hall, what impact assessment has been carried out by Bourton Hall or Rugby Borough Council on road safety implications, environmental pollution and access difficulties for larger vehicles through Bourton village.

In addition:

Having served in Warwickshire Fire and Rescue Service for over thirty years, with the last five years as Deputy Chief Fire Officer. What evidence has Bourton Hall Limited provided that they have sufficiently risk assessed (as the responsible person/s) the impact of an increase in the number of people using the venue, the use of any temporary structures for live music or external entertainment and evacuation/means of escape from any permanent or temporary structures used

for ceremonies or entertainment. In particular, their compliance to the Regulatory Reform (Fire Safety) Order 2005.

*The Regulatory Reform (Fire Safety) Order 2005 is a statutory instrument that places responsibility on the “responsible person” to identify, reduce and manage the risk of fire, in order to safeguard all “relevant persons” who are or may be lawfully on the premises; (including the responsible person) and any person in the immediate vicinity of the premises who may be at risk from a fire on the premises.*

and

The Health and Safety Executives guidance for Temporary demountable structures (TDS) - stages, seating, marquees

I would appreciate a reply to these questions.

Yours faithfully

Robert Moyney

<https://www.legislation.gov.uk/ukpga/2003/17/section/182>

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**Sent:** 20 October 2020 14:24  
**Subject:** RE: withdrawal of reps RE: Bourton Hall - Rugby Borough Council

**Sent:** 01 October 2020 14:42  
**To:**  
**Cc:** Rugby Borough Council Licensing <licensing@rugby.gov.uk>  
**Subject:** withdrawal of reps RE: Bourton Hall - Rugby Borough Council

Hello

Thank you for confirming that the email from Thomas Palmer is acceptable. On the basis that they have agreed to the conditions being added to their operating schedule, I am withdrawing my representations on this application for a premises licence.

Regards,



Environmental Health Officer  
Commercial Regulation Team  
Environment and Public Realm  
Rugby Borough Council

**Tel:**

**Mail:**



---

**From:**  
**Sent:** 01 October 2020 14:13  
**To:**  
**Subject:** RE: Bourton Hall - Rugby Borough Council

Hi,

The email from Tom is sufficient as Country House Weddings Ltd own Bourton Hall.

Regards,

Regulatory Services Unit  
Environment and Public Realm  
Rugby Borough Council  
**Tel:**  
**Mail:** [licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)





---

**From:**  
**Sent:** 01 October 2020 13:57  
**To:** 'Tom Palmer' Bourton Hall  
**Cc:** Rugby Borough Council Licensing <[licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)>  
**Subject:** RE: Bourton Hall - Rugby Borough Council

Hello

Thank you for replying to me so quickly. I will have to get an answer from Emma Payne in the licensing team whether your email is sufficient or if a letter from Bourton Hall Ltd is required. Regardless of that, I'll send a memo that the agreement is such that I will withdraw my reps on the basis of whatever confirmation is required by licensing.

Thanks again

Regards,



Environmental Health Officer  
Commercial Regulation Team  
Environment and Public Realm  
Rugby Borough Council

**Tel:**

**Mail:**



---

**From:**  
**Sent:** 01 October 2020 13:53  
**To:** Bourton Hall  
**Cc:** Rugby Borough Council Licensing <[licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)>; **Subject:** RE: Bourton Hall - Rugby Borough Council

Dear,

This is to confirm that the conditions outlined will be adhered to as per my previous response to Frances.

To confirm, Country House Weddings Ltd is the parent company of Bourton Hall Ltd.

If needed, I am happy to send a formal letter from Bourton Hall Limited confirming acceptance of conditions.

We have engaged with MAS Environmental Ltd to conduct the acoustic assessment as per Condition 12.

Please let me know if you have any further concerns or recommendations.

Kind regards,

Finance Director  
Country House Weddings Ltd



---

**From:**

**Sent:** 01 October 2020 13:08

**To:** >; Bourton Hall

**Cc:** Rugby Borough Council Licensing <[licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)>;

**Subject:** FW: Bourton Hall - Rugby Borough Council

Good afternoon

Like, I have been consulted on the premises licence application and having regard to the conditions placed on the planning approval notice, I have to make representations on the licence application.

You are clearly aware of the planning conditions and what I am recommending under the prevention of public nuisance licensing objective are very similar. If we can reach agreement to the following conditions amending the operating schedule I would be able to withdraw my representations. Due to the wording of the guidance for the Licensing Act 2003 I have obtain this agreement to the conditions from Bourton Hall Ltd, as the applicant – I have seen the agreement between Thomas Palmer of country house weddings but not from Bourton Hall Ltd.

The conditions I am recommending are as follow. Like planning conditions, they can be amended in the future of course.

1 - The playing of amplified or unamplified music and/or vocals as entertainment shall only take place within the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429.

2 - When music and/or vocals being played as entertainment is taking place, external doors and windows to the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429 shall be kept closed, except for ingress/egress.

3 - A noise assessment shall be undertaken by a suitably qualified person, submitted in writing to and approved by the LPA prior to occupation of the development. The assessment should determine the existing background noise levels at those times of the day and week that entertainment is likely to be played. The assessment should demonstrate the existing structure can adequately contain the level of noise from entertainment associated with weddings, or set suitable maximum noise levels (LAeq, T and LAF,max) not to be exceeded within the building and provide recommendations on how the maximum levels would be monitored and controlled.

I am very happy to discuss the above, though email may be easier at present. My landline is forwarded to my works mobile but signal quality is poor at the moment

Regards,



Environmental Health Officer  
Commercial Regulation Team  
Environment and Public Realm  
Rugby Borough Council

Tel:

Mail:



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**From:**

**Sent:** 01 October 2020 10:15

**To:**

**Cc:**

**Subject:** Re: Bourton Hall - Rugby Borough Council

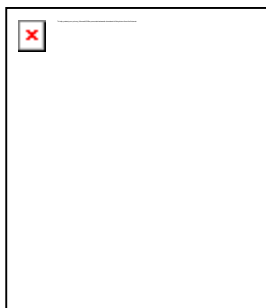
Good Morning,

Thank you for your swift response.

The issue was flagged up with Planning and Environmental Health due to the premises license application form stating "*amplified outside between 12:00 - 18:00*".

However, from your email below I can clearly see this is not the case and you're fully aware of the planning conditions in place.

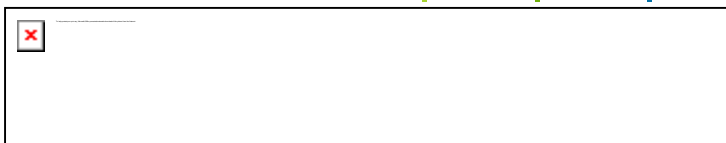
Regards,



Planning Officer  
Development and Enforcement Unit  
Growth and Investment  
Rugby Borough Council

Tel:

Mail:



**From:**  
**Sent:** 01 October 2020 09:57  
**To:**  
**Cc:**  
**Subject:** FW: Bourton Hall - Rugby Borough Council

Dear,

Thank you for your email in response to the Premises Licence application relating to Bourton Hall.

I can confirm that I have spoken to Licencing in advance of making the application so as not to cause offence to you, the local residents or contravene the planning conditions attached.

I can confirm that the playing of amplified or unamplified music and/or vocals as Entertainment shall only take place within the ground floor of the existing building as per condition 10.

I can confirm that we will implement a pre-event check list, risk assessment and annual training programme to ensure that conditions 10 and 11 are met.

I can confirm that we are engaging with an independent business to conduct the acoustic testing as set out in Condition 12.

Please feel free to contact me directly if you have any concerns.

Kindest regards,

Finance Director  
Country House Weddings Ltd



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**From**  
**Sent:** 30 September 2020 16:28  
**To:**  
**Subject:** FW: Bourton Hall - Rugby Borough Council

Please see below email I think it is for you,

Best Wishes,

Sales Manager  
Bourton Hall



**Warwickshire's Brand New Exclusive Venue – [Ask me about viewing appointments!](#)**

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**From:**  
**Sent:** 30 September 2020 15:31  
**To:** Bourton Hall <[info@bourton-hall.co.uk](mailto:info@bourton-hall.co.uk)>

Cc: Emma Payne <[Emma.Payne@rugby.gov.uk](mailto:Emma.Payne@rugby.gov.uk)>

Subject: Bourton Hall - Rugby Borough Council

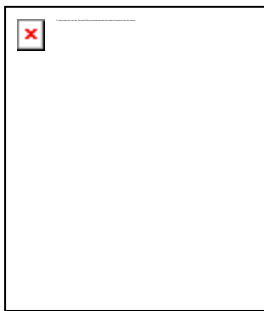
Good Afternoon,

My colleagues in the Licensing Team recently consulted me on an application for a premises licence at Bourton Hall.

Please may I remind the relevant parties of the planning conditions attached to planning application R19/1429 (and associated Listed Building Consent). In particular, conditions 10, 11 and 12 which relate to noise and specifically amplified or unamplified music. Please see attached decision notice for reference.

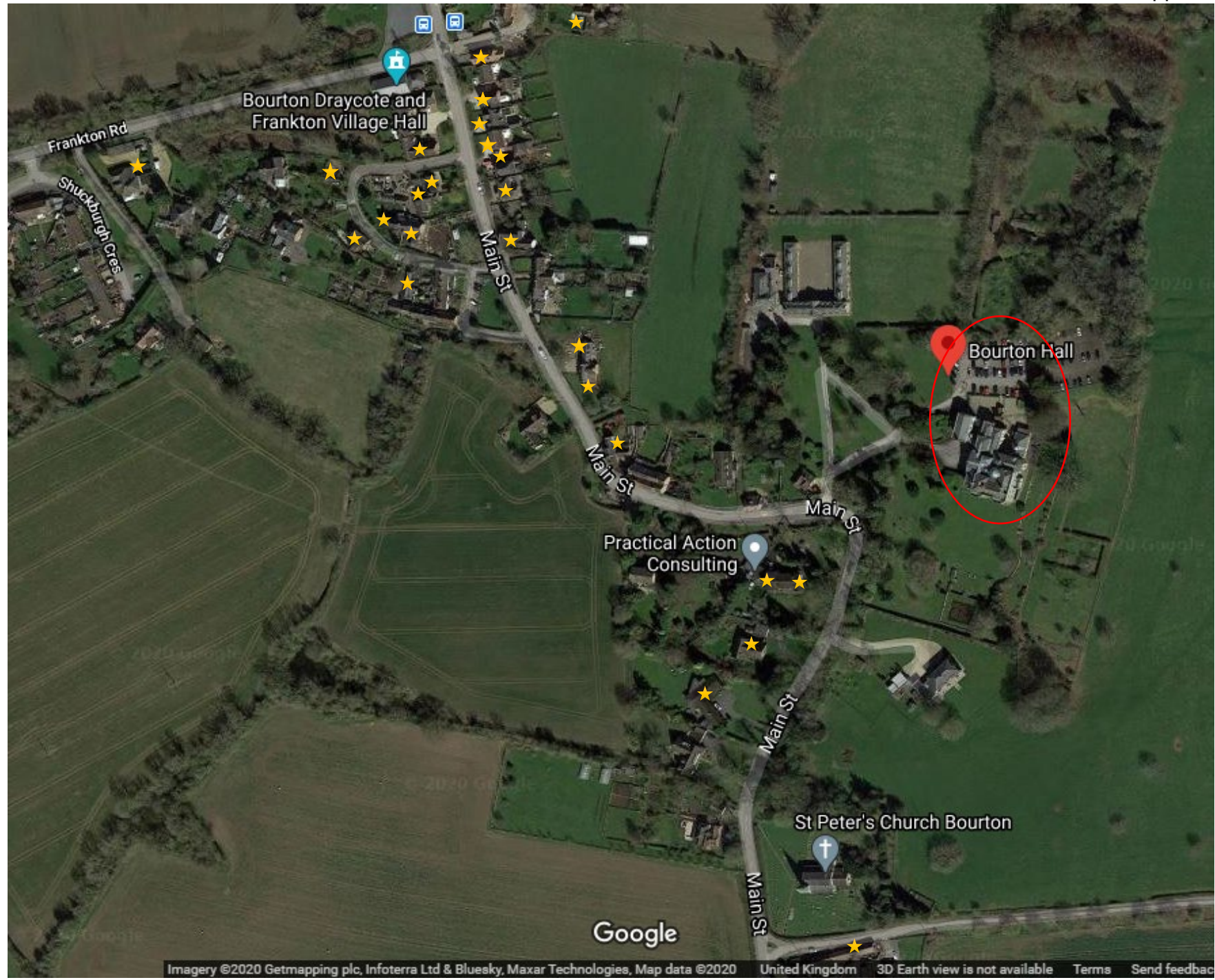
Considering the on-going legal action at Bourton Hall, I do not wish to be investigating any breach of conditions, particularly as several conditions need completing prior to occupation.

Kind regards,



Planning Officer  
Development and Enforcement Unit  
Growth and Investment  
Rugby Borough Council  
**Tel:**  
**Mail**





**AGENDA MANAGEMENT SHEET**

<b><i>Name of Meeting</i></b>	Licensing Sub Committee (Alcohol and Regulated Entertainment)
<b><i>Date of Meeting</i></b>	18 November 2020
<b><i>Report Title</i></b>	Application for a New Premises Licence – <b>Bourton Hall, Main Street, Bourton – on-Dunsmore, CV23 9QZ</b>
<b><i>Ward Relevance</i></b>	Dunsmore Ward
<b><i>Prior Consultation</i></b>	All responsible authorities under the Licensing Act 2003 were consulted in relation to the application.
<b><i>Contact Officer</i></b>	John McTernan, Licensing Officer x3539
<b><i>Report Subject to Call-in</i></b>	Not applicable
<b><i>Report En-Bloc</i></b>	Not applicable
<b><i>Forward Plan</i></b>	Not applicable
<b><i>Statutory/Policy Background</i></b>	This application is made under the provisions of the Licensing Act 2003.  The Council has a duty to promote the licensing objectives including the prevention of crime and disorder. The Council's statement of licensing policy aims to promote the licensing objectives.
<b><i>Summary</i></b>	Bourton Hall Limited have applied for a premises licence at Bourton Hall, Main Street, Bourton – on-Dunsmore, CV23 9QZ.
<b><i>Risk Management Implications</i></b>	There are no risk management implications arising from this report.
<b><i>Financial Implications</i></b>	Risk of costs associated with an appeal against the decision of the Sub-Committee to the Magistrates.
<b><i>Environmental Implications</i></b>	There are no environmental implications arising from this report.

***Legal Implications***

The Licensing Authority is required to carry out its functions in accordance with the Licensing Act 2003, having regard to the Statutory Guidance issued under section 182 of the Licensing Act and Rugby Borough Council's Statement of Licensing Policy.

Rugby Borough Council's responsibility is to ensure the promotion of the licensing objectives:

- The prevention of crime and disorder
- Public Safety
- The prevention of Public Nuisance
- The protection of Children from Harm

***Equality and Diversity***

There are no equality and diversity implications arising from this report.

***Options***

1. Grant the application
2. Refuse the application
3. Modify the licensable activities or licensable hours.
4. Modify the proposed Licensing conditions or impose additional condition(s).

***Representations from responsible authorities***

Representations were received from the Fire Service in their role as a relevant authority.

***Representations from other persons***

Thirty representations were received from residents within the surrounding area of the proposed premises.

***Reasons for Recommendation***

After hearing from the applicant and representors, the Sub Committee, taking into account all relevant information must determine the application



**Licensing Sub Committee (Alcohol and Regulated  
Entertainment) – 18 November 2020**

**Application for a new Premises Licence at Bourton Hall, Main Street,  
Bourton, CV23 9QZ**

**Report of the Head of Environmental and Public Realm**

**Recommendation**

After hearing from the applicant and representors, the Sub Committee, taking into account all relevant information, must determine the application

**1. Applicant**

- 1.1 The application for a new premises licence for Bourton Hall was made to the Licensing Team on the 18 September 2020 and was circulated to the relevant authorities for consultation.

**2. Application Process**

- 2.1 The premises licence application was received on 18 September 2020. The full application **Appendix A**.
- 2.2 The application fee was received on 18 September 2020.
- 2.3 A detailed floor plan of the premises is provided as **Appendix B**.

**3. Advertising requirements:**

- 3.1 The Licensing Act 2003 (the Act) prescribes that a new premises licence application be advertised by way of a blue public notice, displayed on the premises to which the application relates, for a period of 28 consecutive days, beginning the day after the day of application.
- 3.2 The blue notice was displayed as required from 19 September 2020 until 16 October 2020. The full application, received electronically, was circulated to all responsibilities by Licensing Authority, in accordance with the requirements of the Act.

**4. Summary of the Application**

- 4.1 The opening times applied for on the application (**Appendix A**) are:

Sunday to Saturday 10:00 – 10:00 the following day (24 hours/7 days a week)

- 4.2 The licensable activities and operating hours applied for are:

- a) Supply of alcohol,
- b) Late Night Refreshment, and
- c) Regulated entertainment, including:
  - Provision of live music
  - Provision of recorded music

## 5. Licensable Hours

Activity	Days	Times
Supply of alcohol	Mon-Sun	11:00 – 01:00 (following day)
Late night refreshment	Mon-Sun	23:00 – 01:00 (following day)
Recorded music	Sun-Thur Fri-Sat	11:00 – 00:00 11:00 – 01:00 (following day)
Live music	Sun-Thur Fri-Sat	11:00 – 00:00 11:00 – 01:00 (following day)

## 6. Representations

- 6.1 Representations must be about the likely effect of granting the licence or certificate on the promotion of at least one of the four licensing objectives.
- 6.2 Representations must be specific to the premises and evidence based. Licensing authorities will need to be satisfied that there is an evidential and causal link between the representations made, and the effect on the licensing objectives.

## 7. Representations from Responsible Authorities

- 7.1 One representation was received from the Warwickshire Fire and Rescue Service and is attached as **Appendix C**.
- 7.2 In respect of this representation, if the applicant was to address the concerns from the Fire Service in relation to the doors and submit an amended plan or reduce the occupancy to comply with the fire regs (restricted to 60 per room) and approved, their representations would be considered withdrawn.
- 7.3 Conditions have been agreed in principle between Environmental Protection Team and the applicant as **Appendix F**.
- 7.4 No representations were received from any other responsible authority.

**8. Representations from other persons**

8.1 Thirty representations were received from other persons in relation to the original application which are attached at **Appendix D**.

**Appendix G** shows the location of each representatives property in relation to the proposed venue for the premises licence.

8.2 The grounds upon which the representations against this application are made come under two of the four licensing objectives:

***Prevention of Public Nuisance***

- Noise caused by people leaving on foot.
- Noise of cars leaving the premises.
- Noise of music escaping from the premises.

***Prevention of Crime and Disorder***

- Increase in antisocial behaviour of people leaving the premises late at night.

8.3 Issues which are not relevant to the licensing objectives and cannot be taken into account by a Licensing Sub-Committee:

- Objections on the basis of need, or lack of need, for premises to sell/supply alcohol.
- Objections on the basis of saturation of the local market.
- Objections on the basis of parking provision in the area.
- Objections on the basis of the character of the area.

**9. Licensing Policy**

9.1 The following sections of the Council's Licensing Policy are relevant to this application:

**10. Licensing Act 2003, Section 182 Guidance**

10.1 The following sections of the Guidance issued by the Secretary of State under section 182 of the Licensing Act 2003 are relevant in the consideration of this application.

- Licence Conditions, 1.16
- Crime and Disorder 2.1 – 2.6
- Public Nuisance, 2.15 – 2.21
- Determining Applications 9.42 – 9.43
- Proportionality, 10.10
- Hours of Trading, 10.13 – 10.15

- Regulated entertainment 16.6 – 16.7, 16.26, 16.36

These sections are attached at **Appendix E**.

## **11. Making a decision**

- 11.1 In making its decision the Sub-Committee must promote the licensing objectives only, taking into account National Guidance and Rugby Borough Council's Statement of Licensing Policy.
- 11.2 The Sub-Committee must give reasons for its decision.
- 11.3 Only where additional and supplementary measures are appropriate to promote the licensing objectives will there be a requirement for appropriate, proportionate conditions to be attached.
- 11.4 Conditions on licences must
- be precise and enforceable;
  - be unambiguous;
  - not duplicate other statutory provisions;
  - be clear in what they intend to achieve; and,
  - be appropriate, proportionate and justifiable.
- 11.5 Important in considering the promotion of the licensing objective on prevention of public nuisance, is that the Sub-Committee focuses on any disproportionate or unreasonable effect the licensable activities at the premises, have on persons living and working in the area around the premises.

## **12. Human Rights Act 1988**

- 12.1 The Human Rights Act 1998 incorporates the European Convention on Human Rights and makes it unlawful for a local authority to act in a way which is incompatible with a convention right.
- 12.2 The Sub-Committee will have regard to the Human Rights Act when exercising its licensing functions, with particular reference to the following provisions: -

**Article 1** of the first protocol states that every person is entitled to the peaceful enjoyment of his/her possessions and the Licensing Authority, when taking into account this right will strike a fair balance between the applicant's interest and the interests of the public.

**Article 6** relates to the determination of civil rights and obligations and states everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law.

12.3 It is established that holding a Licence is a civil right within the meaning of Article 6 and therefore any hearing to determine licence applications, variations, renewals or revocations would need to comply with the safeguards of the convention. The Council's hearings will be conducted fairly in accordance with the rules of natural justice and as applicants have a full right of appeal to an independent tribunal against any decision made by the Licensing Authority, the requirements of Article 6 will have been complied with.

12.4 Article 8 states that:

Everyone has the right to respect for his private and family life, his home and his correspondence.

(2) There shall be no interference by a public authority with the exercise of this right except such as is in accordance with the law and is necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others.

Like Article 1, the Licensing Authority, when considering this right must strike a fair balance between the applicant's interest and the interests of the public.

### **13. Conclusion**

13.1 The Sub-Committee must consider the applications matter on its merits after hearing representations from the both parties.

**Name of Meeting:** Licensing Sub Committee (Alcohol and Regulated Entertainment)

**Date of Meeting:** 18 November 2020

**Subject Matter:** New Premises Licence Application for Bourton Hall, Main Street, Bourton-on- Dunsmore, CV23 9QZ

**Originating Department:** Environment and Public Realm

**List of Appendices**

<b>Reference</b>	<b>Description of Document</b>
Appendix A	Premises Licence Application
Appendix B	Floor Plan
Appendix C	Warwickshire Fire and Rescue Service
Appendix D	Public Representations
Appendix E	Section 182 Guidance – Licensing Act 2003
Appendix F	Agreed conditions between applicant and EPT
Appendix G	Map location- Bourton Hall

## Part A

## Premises Licence

Rugby Borough Council, Town Hall, Evreux Way, Rugby, Warwickshire, CV21 2RR

Premises Licence number

RY/CV23/872-PS

## Part 1 – Premises details

Date first granted: 15 December 2020

Postal address of premises, or if none, ordnance survey map reference or description:  
Bourton Hall, Main Street, Bourton-On-Dunsmore

Post town: Rugby

Postcode: CV23 9QZ

Telephone number: 01926 940 900

Where the licence is time limited the dates: Not applicable.

## Licensable activities authorised by the licence:

Sale by Retail of Alcohol  
 Live Music  
 Recorded Music  
 Late Night Refreshment

## The times the licence authorises the carrying out of licensable activities:

Sale of Alcohol

Monday – Saturday 11:00 – 00:00  
 Sunday 11:00 – 23:00

Live Music

Monday – Saturday – 12:00 – 00:00  
 Sunday 12:00 – 23:00

Recorded Music

Monday – Thursday 11:00 – 00:00  
 Friday – Saturday 11:00 – 00:00  
 Sunday 11:00 – 23:00

Late Night Refreshment

Monday – Saturday 23:00 – 00:00

Seasonal Variations allow licensable activities to continue until 01:00am on Boxing Day and New Year's Day following events on Christmas Day and New Year's Eve.

**The opening hours of the premises:**

The premises may be open from 00.00am to 24.00hrs from Monday to Sunday inclusive (24 hours a day).

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

Consumption for on the premises only.

**Part 2**

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

Bourton Hall Limited, Regency House, 33 Wood Street, Barnet, EN5 4BE.

**Telephone Number: 01926 940 900**

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

12267871

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

**Telephone:**

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

**Annex 1 – Mandatory conditions**

1. No supply of alcohol may be made under the premises licence
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.



(3) 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 either—

- (a) a holographic mark, or
- (b) an ultraviolet feature.

**4. Sale of alcohol below permitted price**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula—

$$P = D + (DxV)$$

where—

P is the permitted price,

D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence, or
- (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “valued added tax” means value added tax charged in accordance with the Value Added Tax Act 1994(7).

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

**Annex 2 – Conditions consistent with the Operating Schedule**

The licence holder shall conduct the premises in accordance with the Operating Schedule attached to the application (as amended by the licensing authority after a hearing or agreed by the applicant following the submission of representations if appropriate), and in particular the following contained in section P thereof:

**Prevention of Crime and Disorder**

## APPENDIX C

1. All employees involved in the sale of alcohol will receive training when hired to prevent the sale of alcohol to persons under required age or proxy saves for supplies. Training will include refusal to those who are intoxicated. Training will be documented and signed. Refresher training will be held annually.
2. Anyone deemed drunk or disorderly will not be allowed access to or remain within the licensed area.

### Public Safety

1. The Premises Licence Holder will ensure that at least one qualified First Aider will be on duty at all times.
2. Adequate and appropriate First Aid equipment and materials will be available on the premises and records will be maintained in relation to supply of First Aid equipment.

### The Prevention of Public Nuisance

1. Amplified music will not continue outside of permitted times.
2. Those attending events and not residing on the premises will be reminded to leave the premises quietly and with consideration for occupants of residential properties within the vicinity.
3. Signs will be put up to emphasise the consideration required.

### The Protection of Children from Harm

1. All employees involved in the sale of alcohol will receive training when hired to prevent the sale of alcohol to persons under required age or proxy saves for supplies. Training will include refusal to those who are intoxicated. Training will be documented and signed. Refresher training will be held annually.
2. Children must be accompanied by a reasonable adult at all times.
3. Must operate a 'Challenge 25' age verification policy requiring proof of age by passport, photo driving licence or PASS accredited card that will always be enforced when selling alcohol.
4. POS areas will either have a logbook to record challenges & instances where service has been denied. Or an Electronic Point of Sale till where sales and refusals are recorded.
5. A prompt or reminder to staff, at the point of sale, to consider whether a sale or challenge ought to be made (for example an EPOS - Electronic Point of Sale - system till prompt or if not then written notices/stickers at the till point showing age limits).
6. Must have a policy on clearing glasses to minimise opportunities for children to access leftover alcohol.
7. All staff must undertake annual safeguarding training, and this must include training on how to recognise indicators of CSE and how to report concerns.

### Annex 3 – Conditions attached after a hearing by the licensing authority

1. The Premises Licence Holder shall ensure that the bar manager and personal wedding manager on duty at each event shall both have a current personal licence.
2. No licensable activities shall be provided for the benefit of any person who has not been provided with a ticket or invitation prior to the event commencing.
3. The playing of amplified or unamplified music and/or vocals as entertainment, the sale and consumption of alcohol shall only take place within the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429. For the avoidance of doubt, music to accompany a wedding ceremony may take place inside or outside but will cease at 17.00.
4. Noise from licensable activities or activities that arise from the conduct of licensable activities shall not exceed 5 dB(A)Leq(15 min) above the L(A)(90, 5 min) when measured at any point of the boundary of the Bourton Hall Estate.
5. The licence holder or a nominated person shall regularly monitor the level of sound generated by licensable activities and regulated entertainment provided at the premises. Where action is required to reduce the sound level from regulated entertainment because it is likely that a public nuisance will be or is being caused, such corrective action will immediately be taken and recorded in the Daily Register.
6. A noise assessment shall be undertaken by a suitably qualified person, submitted in writing to and approved by the Licensing Authority prior to the commencement of licensable activities. The assessment shall determine the existing background noise levels at those times of the day and week that entertainment is likely to be played. The assessment shall demonstrate the

existing structure can adequately contain the level of noise from entertainment associated with weddings, or set suitable maximum noise levels (LAeq, T and LAF,max) not to be exceeded within the building, address noise from arrivals and departures, collections and deliveries and provide recommendations on how the maximum levels would be monitored and controlled. All licensable activities shall be conducted in accordance with this assessment and the control measures proposed.

7. External doors and windows of the building shall be kept closed whilst licensable activities are undertaken, except in the instance that they opened and then immediately closed to allow a person access or egress from the building.
8. No live or recorded music shall be played outside save always that a string quartet or music of a similar nature shall be permissible outside to accompany a wedding ceremony up until 17.00.
9. Licensable activities shall only be conducted within the areas indicated in green on the approved plan.
10. A telephone number shall be displayed at the public entrances to the Bourton Hall Estate, which shall be clearly and conspicuously visible to persons outside of the estate. This number shall be monitored whilst licensable activities are undertaken and reasonable endeavours shall be used to answer in the event of a call.
11. A Premises Daily Register shall be held at the premises. This Register shall be in a non-loose leaf form and maintained for a minimum period of 12 months from the date of last entry and shall record:
  - The name of the person responsible for the premises on each given day.
  - Any refusals on grounds of age and/or intoxication (to include date, time, member of staff involved, reason for refusal as well as a brief physical description of the person refused)
  - Regular checks of the CCTV, to ensure it is fully operational and any faults are dealt with including the time of the check and the person that carried it out.

The Designated Premises Supervisor shall check the Premises Daily Register on a weekly basis ensuring that it is completed and up-to-date, sign the Premises Daily Register each time that it is checked, and make the Premises Daily Register available for inspection by any Authorised Officer throughout the trading hours of the premises.

12. The premises shall implement written policies and procedural statements and/or management action plans. Such documents shall include, but not be limited to, the following and shall incorporate any advice or guidance provided by a Responsible Authority :
  - CCTV
  - Conditions of Entry
  - Patron Dispersal
  - Safeguarding Children & Vulnerable Adults
  - Noise
  - Queue Management
  - Responsible Service of Alcohol
  - Security Measures
  - Underage Sales & False Identification
  - Zero Tolerance Drugs

The policies / procedures shall be reviewed following any concerns being raised to the Premises Licence holder by any officer of a Responsible Authority. Changes to the policies or procedures shall be documented and retained available for inspection.

The Premises Licence Holder shall ensure that all staff employed at the premises are aware and understand the policies / procedures and that they carry out their duties in accordance with them.

13. All members of staff at the premises shall seek "credible photographic proof of age evidence" from any person who appears to be under the age of 25 years and who is seeking to purchase or consume alcohol on the premises. Such credible evidence, which shall include a photograph of the patron, will include a passport, photographic driving licence, or Proof of Age card carrying a "PASS" logo.

## APPENDIX C

14. Prominent, clear notices shall be displayed at all exit points to advise patrons to respect the needs of the local community and of acceptable behaviour in public spaces.
15. The organisers of every wedding and event shall be provided with instructions concerning arrival by motor vehicle and parking for onward distribution to the invitees before they commence their journey. These instructions will indicate the arrival route and that parking must only take place within the Bourton Hall estate.
16. The Licence holder shall ensure that sufficient provision for parking is made within the grounds of the Bourton Hall estate for all those attending events at the premises by car.
17. The Licence Holder shall ensure that a member of staff is on duty from 11.30pm until the time when the last non-resident leaves the premises and, where deemed necessary or appropriate, that member of staff will remind patrons of the need to leave in a quiet and orderly manner.
18. All licensable activities must cease by midnight on every day of the week save for wedding events held on New Years' Eve when the activities shall cease at 01.00 on New Year's Day.
19. Persons who are not residents are to be vacated from the premises no later than 30 minutes after licensable activities cease.

NB. In these conditions the word 'patron' is a customer or other person for whom a licensable activity is provided, including anyone accompanying such a person onto the premises.

20. 1 - The playing of amplified or unamplified music and/or vocals as entertainment shall only take place within the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429.

21. 2 - When music and/or vocals being played as entertainment is taking place, external doors and windows to the ground floor of the existing building as shown on plan 4789-0311-P03 as per R19/1429 shall be kept closed, except for ingress/egress.

22. 3 - A noise assessment shall be undertaken by a suitably qualified person, submitted in writing to and approved by the LPA prior to occupation of the development. The assessment should determine the existing background noise levels at those times of the day and week that entertainment is likely to be played. The assessment should demonstrate the existing structure can adequately contain the level of noise from entertainment associated with weddings, or set suitable maximum noise levels (LAeq, T and LAF,max) not to be exceeded within the building and provide recommendations on how the maximum levels would be monitored and controlled. The noise assessment is to be submitted then is subject to approval by Environmental Health.

24. Licensable activities to cease at 11.00pm on Sundays.

25. Installation of outward facing doors in the bar/disco area and main bar. If not fitted, restriction of 60 people per room permitted.

### Annex 4 – Plans

See attached drawing no CHW-XX-XX-M3-Designer-0001\_4789, Project No 4789 Drawing No 1503 dated 11 November 2020.

Issued by Rugby Borough Council, Town Hall, Evreux Way, Rugby, Warwickshire, CV21 2RR  
16 December 2020 – New Premises Licence – 22929 - EP

Telephone (01788) 533884  
Fax: (01788) 533409  
DX DX 11681 (HEH) Rugby  
E-mail: [licensing@rugby.gov.uk](mailto:licensing@rugby.gov.uk)  
Web Site: [www.rugby.gov.uk](http://www.rugby.gov.uk)

**From:** [Redacted]  
**To:** [Redacted]  
**Cc:** [Redacted]  
**Subject:** Re: Premises licence application for Bourton Hall  
**Date:** 07 March 2022 17:25:28  
**Attachments:** [image026.png](#)  
[image027.png](#)  
[image028.png](#)  
[image029.png](#)  
[image030.png](#)







Hi [Redacted]

I understand the licence applied for is the extra hour on Sunday nights and my colleagues in Licensing will make a judgment on that.

Regarding the term "entertainment" the dictionary definition states: *the action of providing or being provided with amusement or enjoyment*. The string quartet (or music of a similar nature) is providing enjoyment to the wedding ceremony. Music is not a necessary part of a wedding, a bride or groom may choose to have thier ceremony in silence. Therefore, music adds to the experience of the day and keep the guests entertained.

Regards,

[Redacted]

	Senior Planning Officer Planning Services Growth and Investment Rugby Borough Council Tel: [Redacted] <b>Mail:</b> [Redacted]
         	
	

---

**From:** [Redacted]  
**Sent:** 04 March 2022 10:36  
**To:** [Redacted]  
**Cc:** [Redacted]

**Subject:** RE: Premises licence application for Bourton Hall

Hi [REDACTED]

Noted and understood – I’ll seek instructions. However, there is an extant licence which my client can rely on. The licence applied for will be on exactly the same terms as the old one save for the extra hour on Sundays. Accordingly, any additional conditions imposed on this licence, or any objections to it, should relate to the extra hour on Sunday nights.

As you point out, planning and licensing are separate regimes and so my client will have to adhere to the planning conditions in any case – that does not mean that the conditions on the two consents have to be on all fours with each other.

I’m unable to access the planning portal at present to view the consent but I note that you say that condition 10 only restricts music “as entertainment”. It therefore does not prohibit music that is not provided as entertainment. Thus, it is possible for music to be played outside which does not breach the planning condition (the words “as entertainment” would otherwise be meaningless). Music incidental to a wedding ceremony would seem to fall within this category, i.e. people are there to see the ceremony rather than be entertained by the music, which is merely incidental to the wedding and not provided “as entertainment”.

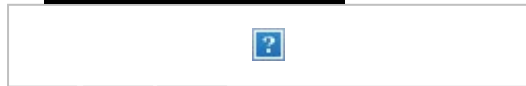
Kind regards

[REDACTED]

Partner

Head of Planning & Licensing  
Development and Securitisation

**T:** [REDACTED]  
**E:** [REDACTED]  
**W:** [REDACTED]



---

**From:** [REDACTED]

**Sent:** 04 March 2022 09:59

**To:** [REDACTED]

**Cc:** [REDACTED]  
[REDACTED]

**Subject:** Re: Premises licence application for Bourton Hall

**Caution: This Message originated outside your organisation.**

Hi [REDACTED]

Thank you for the further clarification.

However, the condition clearly states that amplified or unamplified music and/or vocals as entertainment is restricted to the ground floor of the existing building only.

If a string quartet or music of a similar nature is played outside, then you will be in breach of your planning conditions and will face enforcement action.


As I am sure you are aware, planning and licensing fall under separate regimes and if licensing chooses to grant the licence this does not override you being in breach of your planning conditions.

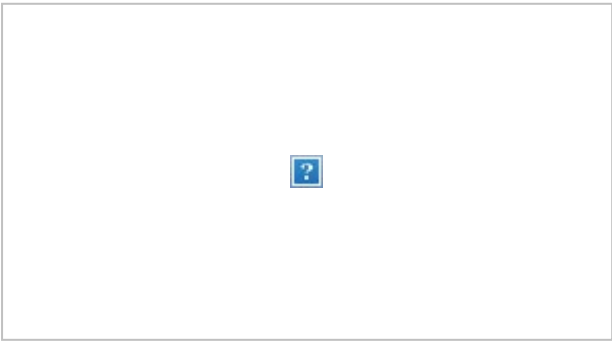
Please see attached an email string from 01/10/2020 between [REDACTED] and me regarding the

original licence. I clearly reference Condition 10 in this email and [redacted] reassured me at the time, that amplified or unamplified music and/or vocals as entertainment will only take place within the ground floor of the building.

Regards,

[redacted]


 Senior Planning Officer  
 Planning Services  
 Growth and Investment  
 Rugby Borough Council  
 Tel: [redacted]  
**Mail:** [redacted]




---

**From:** [redacted]  
**Sent:** 03 March 2022 12:39  
**To:** [redacted]  
**Cc:** [redacted]

**Subject:** RE: Premises licence application for Bourton Hall

Dear [redacted]  
Hope you're well.

For the avoidance of doubt, the only proposed change to the new licence will be that the premises will be licensed until midnight on Sundays rather than 23:00.

All of the conditions attached to the existing licence will remain in place (as per the operating schedule submitted with the application), including the one relating to there being no live or recorded music shall be played outside (save that a string quartet or music of a similar nature shall be permissible outside to accompany a wedding ceremony up until 17.00).

On that basis, we trust your objection can be withdrawn but please let me know if you need anything further.

Kind regards

[redacted]

Partner  
Head of Planning & Licensing  
Development and Securitisation

T: [redacted]  
E: [redacted]  
W: [redacted]






---

**From:** [REDACTED]  
**Sent:** 03 March 2022 12:31  
**To:** [REDACTED]  
**Subject:** FW: Premises licence application for Bourton Hall  
**Caution:** This Message originated outside your organisation.

---

Hi [REDACTED]  
Please see below email from Rugby Council.  
Would you please assure [REDACTED] that we do not wish to make any changes and will not be playing amplified/unamplified music outside of the designated area other than ceremony music.  
Regards,

[REDACTED]  
[REDACTED]  
Finance Director  
Country House Weddings Ltd  
m: [REDACTED] t: [REDACTED] w: [REDACTED]  
[REDACTED]

Country House Weddings Limited – Company No: 03614124 – VAT No: 732235656.  
Registered in England. Registered Office: Regency House, 33 Wood Street, Barnet, Hertfordshire EN5 4BE

---

**From:** [REDACTED]  
**Sent:** 03 March 2022 11:18  
**To:** [REDACTED] >  
**Cc:** [REDACTED]  
**Subject:** Premises licence application for Bourton Hall

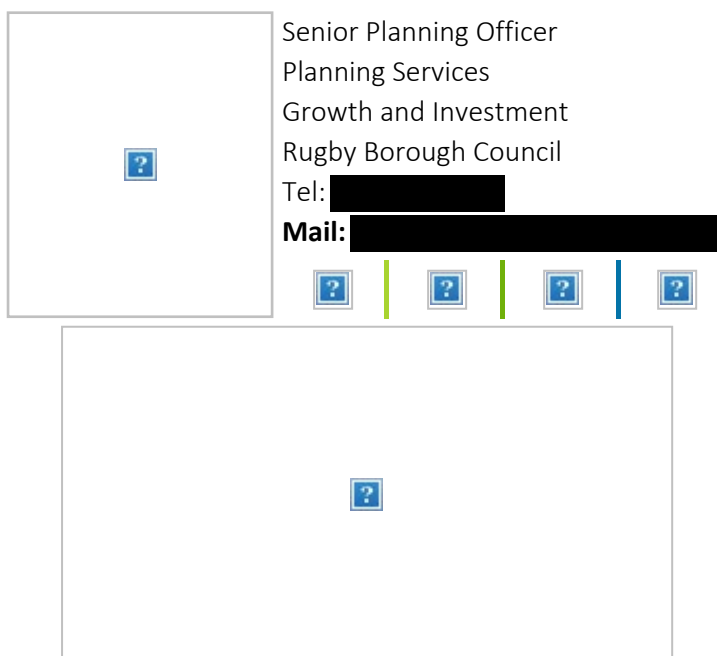
Good Morning [REDACTED]  
The planning department have recently been consulted on your application for a premises licence at Bourton Hall which includes the provision of live music in outside areas. Please note, Condition 10 of application R19/1429 restricts amplified or unamplified music and/or vocals as entertainment to the ground floor of the existing building only. If you wish to have amplified or unamplified music playing in outside areas, then you will need to apply to vary/remove the condition.

During the application process in 2020 I had lengthy discussions with our Environmental Health team regarding noise/music from the proposed venue. As a noise assessment was not submitted with the application the suggested conditions were deemed appropriate. If you choose to vary/remove the condition, I anticipate a noise assessment being a necessary requirement.

Based on the above, the planning department cannot support your licence application.  
Regards,

[REDACTED]





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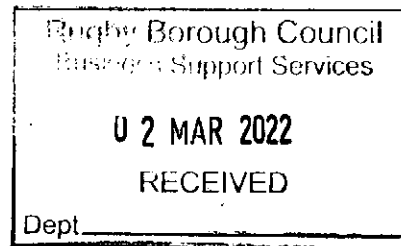
**Wright Hassall LLP**

Olympus Avenue, Leamington Spa, Warwickshire CV34 6BF England  
Telephone: 01926 886688  
Website: [www.wrighthassall.co.uk](http://www.wrighthassall.co.uk)

Ashmore  
Main Street  
Bourton on Dunsmore  
Warwickshire  
CV23 9QS

Monday 28th February 2022

**The Head of Environmental Services  
Rugby Borough Council  
Town Hall  
Rugby  
CV21 2RR**



Dear Sir / Madam

I understand that you are inviting public comment on the application submitted by Bourton Hall Limited for an extension to their licence which, if successful, would mean that they could serve food and alcohol, and play live or recorded music until midnight on any night of the week.

As you will be aware, it was a condition of their original license (approved at the meeting on December 8th 2020 ) that all licensable activities should cease at 2300 on Sundays. All the residents involved in objecting to the original application felt that this was a reasonable condition and we are disappointed that Bourton Hall Limited have chosen not to respect the wishes of the village. Extending licensable activities by one hour will mean that staff and guests will be leaving the site well into the early hours of Monday morning, generating both noise and traffic.

We would like to be reassured that the conditions attached to the original licensing approval will continue to be upheld, and specifically draw your attention to the condition that all outside music should cease at 1700.

We are particularly concerned that Bourton Hall Limited will continue to apply for small changes to their licensing conditions in order to end up with conditions that will threaten the peace and safety of the village.

We look forward to hearing from you.

Kind regards



**Alison and Robert Jack  
Ashmore  
Main Street  
Bourton on Dunsmore  
01926 633677**

The Honey Pot  
Main Street  
Bourton on Dunsmore  
CV23 9QS

Environmental Services  
Rugby Borough Council  
Town Hall  
RUGBY  
CV21 2RR



To the Head of Environmental Services

### **STRONG OBJECTION TO AN APPLICATION TO EXTEND LICENSING FOR ENTERTAINMENT AND ALCOHOL**

I am writing to formally express my concern with, and objection to, an application placed by Bourton Hall Limited; there is no reference for this application but is dated 9<sup>th</sup> February 2022 and I have attached a photograph of it to prevent any doubt or confusion about which application I am objecting to.

Further related information can be found at your reference MEA/30-4-21 dated 14 December 2020 which refers to the Licensing Sub-Committee Hearing held on 8 December 2020.

At this hearing, which is less than 15 months ago, I and other residents of Bourton on Dunsmore made a very detailed and hard-won argument about Bourton Hall's operation within our village. I call the argument 'hard-won' since we were clearly up against a committee that consisted of at least one member who regarded the whole process as an inconvenience. Ultimately, the decision was made to grant Bourton Hall Limited a licence to operate subject to a set of 22 conditions.

Councillor Garcia, a member of the sub-committee at the time, referred to the objections of the residents as 'time wasting' and appeared very keen to push on to a decision at haste. Some residents made complaints about her attitude at the time but these were regarded as unfounded and were rejected by Rugby Borough Council's internal process.

The emotional, physical and financial stress that I personally went through in order to object to the way in which Bourton Hall Limited wanted to operate was considerable but just about felt worth it in the end, as the village residents had managed to get their voices heard (despite Councillor Garcia's best efforts and overtly dismissive attitude) and had managed to temper the ambitions of Bourton Hall Limited. It was obvious, however, that the owners of this business were not satisfied with the outcome and would, over time, continue chipping away at the agreed conditions until they ultimately succeeded in their original plans. Their original request to extend their licence supported the aim of making money for as long as possible by providing alcohol and entertainment at their venue into the early hours of the morning on every day of the week without regard to the damaging effects on the residents or environment of the village.

My objection, therefore, is on the grounds that **the current licensing conditions have been in operation for less than 18 months and at a time of particularly restricted capabilities due to the ongoing Covid crisis**. This has not allowed for an accurate assessment of the effects that Bourton Hall Limited's current operation has had on the quality of life for local residents.

There is already an increase in traffic through the village and there have been a number of evenings disturbed by the so-called silent fireworks, particularly in the Summer months.

It would not be appropriate to grant any extension to the operating hours of this venue within such a short timescale after a hearing which clearly highlighted the very legitimate concerns of many residents. The venue

should have to demonstrate (through normal times, i.e. without the impact of Covid restrictions) that it can be trusted to operate in a reasonable way within its current licensing terms.

The very short timescale between Bourton Hall Limited having their original application to extend refused and this application (once again to extend its licensed hours) indicates the lack of consideration for the residents of Bourton on Dunsmore and its desire to maximise profit by adopting a strategy of 'extension by stealth'.

I have no faith in the management of Bourton Hall Limited who talked much of their desire to fully engage with the residents of Bourton on Dunsmore to discuss concerns in a transparent and collaborative way. Until now, I have seen no sign of any attempts to do so. Instead, a small piece of A4 paper has been posted up on the wall of the property to 'give notice' that the business wishes to serve guests for longer into the night on every night of the week.

I object to this application and expect my objection to be formally acknowledged.

Sincerely,

A large black rectangular redaction box covering the signature of Michael Brown.

**Michael Brown**



## Licensing Act 2003

### NOTICE OF APPLICATION FOR A PREMISES LICENCE

Full postal Address of Premises

Bourton Hall, Main Street, Bourton on Dunsmore, Rugby, CV23 9QZ

Notice is given that on 9<sup>th</sup> February 2022 Bourton Hall Limited applied to Rugby Borough Council for the grant of a Premises Licence under the Licensing Act 2003.

#### The Licensable activities:

Sale of alcohol between the hours of 12:00-00:00 Monday-Sunday.

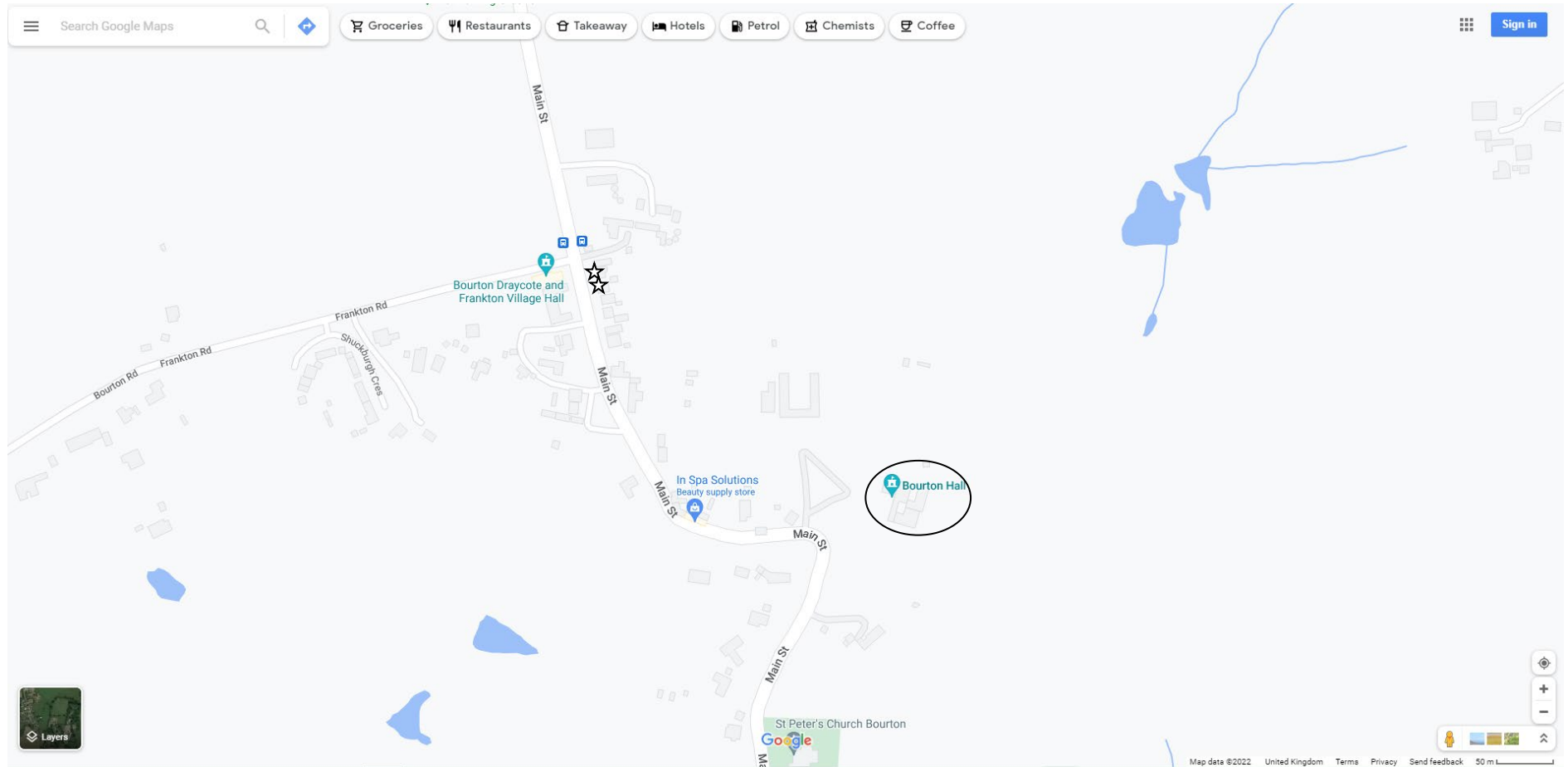
Live music from 12:00-00:00 Monday- Sunday.

Recorded music from 12:00-00:00 Monday-Sunday.

Late night refreshment from 23:00-00:00 Monday-Sunday.

Anyone who wishes to make representations regarding this application must give notice in writing to: Head of Environmental Services, Rugby Borough Council, Town Hall, Rugby, CV21 2RR. Representations must be received no later than 8<sup>th</sup> March 2022.

The Licensing Authority's Register may be viewed during normal officer hours at the above address. It is an offence under Section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for the offence is up to level 5 on the standard scale (unlimited).



Revised Guidance issued under section 182 of the Licensing Act 2003 – April 2018

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705588/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018.pdf)