

SOUTH LAKELAND DISTRICT COUNCIL

South Lakeland House, Kendal, Cumbria LA9 4UQ

www.southlakeland.gov.uk



**You are requested to attend a meeting of
the Licensing Sub-Committee
on Monday, 28 March 2022, at 10.00 a.m.
in the District Council Chamber, South Lakeland House,
Kendal**

Committee Membership

Councillors

Helen Irving
Helen Ladhams
Ian Wharton

Hazel Hodgson (Substitute)

Note – Where relevant, agendas for Members are labelled “Private Document Pack” and contain exempt information within the papers. Any relevant pages are marked as restricted within Agendas labelled “Public Document Pack”.

Friday, 18 March 2022

Linda Fisher, Legal, Governance and Democracy Lead Specialist (Monitoring Officer)

For all enquiries, please contact:-

Committee Administrator: Committee Services
Telephone: 01539 733333
e-mail: committeeservices@southlakeland.gov.uk

For all Licensing enquiries, please contact:-

Licensing Officer: Neil Gardiner
Telephone: 01539 733333
e-mail: licensing@southlakeland.gov.uk

AGENDA

Page Nos.

PART I

1 ELECTION OF CHAIRMAN

To elect a Chairman for the meeting.

2 APOLOGIES AND RECONSTITUTION OF MEMBERSHIP

To receive apologies for absence, if any, and to report any arising changes to membership.

3 DECLARATIONS OF INTEREST

To receive declarations by Members of interests in respect of items on this Agenda.

Members are reminded that, in accordance with the revised Code of Conduct, they are required to declare any disclosable pecuniary interests or other registrable interests which have not already been declared in the Council's Register of Interests. (It is a criminal offence not to declare a disclosable pecuniary interest either in the Register or at the meeting.)

Members may, however, also decide, in the interests of clarity and transparency, to declare at this point in the meeting, any such disclosable pecuniary interests which they have already declared in the Register, as well as any other registrable or other interests.

If a Member requires advice on any item involving a possible declaration of interest which could affect his/her ability to speak and/or vote, he/she is advised to contact the Monitoring Officer at least 24 hours in advance of the meeting.

4 LOCAL GOVERNMENT ACT 1972 - EXCLUDED ITEMS

To consider whether the items, if any, in Part II of the Agenda should be considered in the presence of the press and public.

5 INTRODUCTIONS

The Chairman will make introductions and read out the procedure for the meeting.

6 PREMISES LICENCE APPLICATION

To determine an application for a new premises licence for Unit 6, St Martins Parade, Bowness On Windermere, LA23 3GQ.

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PART II

Private Section (exempt reasons under Schedule 12A of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, specified by way of paragraph number)

There are no items in this Part of the Agenda.

South Lakeland District Council
Licensing Sub-Committee
Monday, 28 March 2022
Premises Licence application

Portfolio: Economy, Culture and Leisure Portfolio Holder
Report from: Director of Customer and Commercial Services
Report Author: Neil Gardiner – Licensing (Specialist)
Wards: Bowness & Levens;
Forward Plan: Not applicable

1.0 Expected Outcome and Measures of Success

- 1.1 An application has been made to South Lakeland Licensing Authority under section 17 of the Licensing Act 2003 for a new premises licence Unit 6, St Martins Parade, Bowness On Windermere LA23 3GQ. The applicant seeks to apply for Recorded Music and Sale of Alcohol as licensable activities.
- 1.2 Members are requested to examine the application taking into account the 16 representations received by the Licensing Authority.
- 1.3 Subsection 1.17 of the 182 Licensing Guidance 2003 states *'Each application must be considered on its own merits'*

2.0 Recommendation

- 2.1 It is recommended that the committee consider the application and representations and either
- 1) Grant the Premises Licence application as applied for;
 - 2) Grant the Premises licence with modifications or
 - 3) A refusal to grant the premises licence.

3.0 Background and Proposals

- 3.1 The application was received and validated on the 4th February 2022. The applicant's name is William Whittaker. The application form is shown as **'Appendix A'**. A plan of the premises accompanied the application and is shown as **'Appendix B'**. The licensable activity area is highlighted with a red outline plan and is to scale of 1:50.
- 3.2 The application (**Appendix A**) seeks to apply for the following licensable activities;
- 1) Provision of Recorded Music between the hours of 12:00 to 01:00 Monday to Sunday indoors only
 - 2) Supply of Alcohol between the hours of 12:00 to 00:30 Monday to Sunday, on & off the premises.
 - 3) Hours Open to the Public between the hours of midday to 01:00 Monday to Sunday.
 - 4) Non-standard timings include an additional hour each Saturday and Sunday of every Bank Holiday weekend, Christmas Eve and New Year's Eve.

3.3 The Applicant has volunteered conditions it intends to uphold the licensing objectives within the application form at Appendix A.

3.4 A photo of the premises and location map is shown as '**Appendix C**'

4.0 Appendices Attached to this Report

Appendix No.	Name of Appendix
A	Application Form
B	Premises Plan
C	Premises photo
D	Representations

5.0 Consultation

5.1 A twenty-eight day consultation process has taken place, with the last date for representation dated Friday 4th March 2022. The Regulatory Authorities were served with copies of the application form, Premises Plan and the Designated Premises Supervisor Consent form.

5.2 The applicant advertised the application in a local newspaper within the first 10 working days of consultation as required by legislation. They also displayed a 'blue notice' at the premises from the first day of the consultation period.

5.3 The representations to consider in respect of this application have been made by 16 interested parties and they have been brought to the attention of the applicant. They concern the possible effect the application would have on the two licensing objectives - 'Prevention of Public nuisance', 'Prevention of crime and disorder'. A copy of the representations are contained within '**Appendix D**' of this report. Members will see that one of the representations has been submitted from SLDC Environmental Health Department regarding a Noise Management Plan. Members should note that a number of representations have been redacted to remove content that should not form part of the decision making process as it is not relevant to the matter being considered.

5.4 Members may wish to refer to the legal information contained in this report.

6.0 Alternative Options

6.1 The Licensing Sub-Committee may:

- Grant the Premises Licence
- Grant the Premises Licence with modified conditions
- Refuse to grant the Application.

7.0 Implications

Financial, Resources and Procurement

7.1 Not applicable.

Human Resources

7.2 Not applicable.

Legal

- 7.3 Licensing Act 2003 section 18 (3) states that where relevant representations are made in relation to a premises licence application, the Licensing Authority must *(a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and (b) having regard to the representations, take such of the steps mentioned in subsection (4) (if any) as it considers appropriate for the promotion of the Licensing objectives.*
- 7.4 The Licensing Act 2003 182 Guidance states at 9.43 ‘ The authority’s determination should be evidence-based, justified as being appropriate for the promotion of the Licensing Objectives and proportionate to what it is intended to achieve.

Health and Sustainability Impact Assessment

- 7.5 Have you completed a Health and Sustainability Impact Assessment? No
- 7.6 No assessment has been completed as the hearing is in line with legislative guidance, the impact of which is deemed as having a neutral impact.

Equality and Diversity

- 7.7 Have you completed a Health and Sustainability Impact Assessment? No
- 7.8 No assessment has been completed as the hearing is in line with legislative guidance, the impact of which is deemed as having a neutral impact.

Risk Management	Consequence	Controls required
Should members be minded not to grant this application, their decision may be overturned on appeal to the Magistrates Court.	Costs awarded against the Council should the appeal be upheld.	The Sub-Committee to be made aware of the right of appeal on the part of the applicant.
Should members be minded to grant this application and in doing so impose conditions or take any step mentioned in section 18 (4) their decision may be overturned on appeal to the Magistrates Court.	Costs awarded against the Council should the appeal be upheld.	The Sub-Committee to be made aware of the right of appeal on the part of the applicant.
Should members be minded to grant this application their decision can be contested and overturned on appeal to the Magistrates Court.	Costs awarded against the Council should the appeal be upheld.	The Sub-Committee to be made aware of the right of appeal on the part of those that submitted a relevant representation

Contact Officers

Neil Gardiner Specialist Licensing Officer Neil.Gardiner@Southlakes.gov.uk

Tel: 01539 793489

Background Documents Available

Name of Background document	Where it is available
Section 182 Guidance	Section 182 Guidance
SLDC Licensing Policy	SLDC Statement of Licensing Policy

Name of Background document	Where it is available
Section 17 Licensing Act.	Section 17 Licensing Act 2003 Premises Licence

Tracking Information

Signed off by	Date sent	Date Signed off
Section 151 Officer	04/03/2022	09/03/2022
Monitoring Officer	04/03/2022	14/03/2021
CMT	14/03/2022	

Circulated to	Date sent
Lead Specialist	N/A
Human Resources Lead Specialist	N/A
Communications Team	N/A
Leader	N/A
Committee Chairman	N/A
Portfolio Holder	N/A
Ward Councillor(s)	N/A
Committee	N/A
Executive (Cabinet)	N/A
Council	N/A

**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 William Whittaker

(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 am 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			
Unit 6, St Martins Parade, Bowness On Windermere,			
Post town	Bowness On Windermere	Postcode	LA23 3GQ

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£ Not Yet Known

Part 2 - Applicant details

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

- | | | | |
|----|--|--------------------------|-----------------------------|
| a) | an individual or individuals * | x | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | <input type="checkbox"/> | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname Whittaker			William	
Date of birth [REDACTED]		I am 18 years old or older <input checked="" type="checkbox"/> Please tick yes		
Nationality British				
Current residential address if different from premises address		[REDACTED]		
Post town	Manchester		Postcode	[REDACTED]
Daytime contact telephone number		[REDACTED] 02		
E-mail address (optional)		[REDACTED]		

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 over		I am 18 years old or	<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
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
0	7	0	3	2	0	2	2

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)

This premises has been unoccupied for approximately 7 years. It is ground floor and occupies a corner position with a full glass frontage. There is planning permission in place for a food and drink retail unit.

The business would operate as a wine bar, serving small plates and sharing platters alongside a range of good quality wines and beers. The maximum capacity would be approximately 50 with seating provided for customers. No outside space is available. Parking is available in the near vicinity. Soft unamplified background music only will be played during operating hours.

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

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

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

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

x

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day				Start	Finish
				Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 4)		
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

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Fri			
Sat			
Sun			

D

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

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	x	
Day	Start	Finish		Outdoors	<input type="checkbox"/>	
				Both	<input type="checkbox"/>	
Mon		0100	Please give further details here (please read guidance note 4)			
	1200					
Tue		0100				
	1200					
Wed		0100		State any seasonal variations for the playing of recorded music (please read guidance note 5)		
	1200					
Thur		0100				
	1200					
Fri		0100	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) Additional one hour until 0200 each Saturday and Sunday of all Bank Holiday weekends. Additional one hour until 0200 Christmas Eve and New Years Eve			
	1200					
Sat		0100				
	1200					
Sun		0100				
	1200					

G

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

H

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

I

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Wed					
Thur			<u>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</u> (please read guidance note 6)		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
Day	Start	Finish		Both	x			
Mon		0030	State any seasonal variations for the supply of alcohol (please read guidance note 5)					
	1200							
Tue		0030						
	1200							
Wed		0030						
	1200							
Thur		0030				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) Additional one hour until 0130 each Saturday and Sunday of all Bank Holiday weekends. Additional one hour until 0130 Christmas Eve and New Years Eve		
	1200							
Fri		0030						
	1200							
Sat		0030						
	1200							
Sun		0030						
	1200							

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 Engin Turkmen	
Date of birth ●●●.1995	
●●●●●●●●●●use, ●●●●●●●●●●ane, Halifax, West Yorkshire	
Postcode	●●●●●●●●
Personal licence number (if known) VEPERS2870	
Issuing licensing authority (if known) Calderdale	

□□□□

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon		0100	<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)</p> <p>Additional one hour until 0200 each Saturday and Sunday of all Bank Holiday weekends. Additional one hour until 0200 Christmas Eve and New Years Eve</p>
	1200		
Tue		0100	
	1200		
Wed		0100	
	1200		
Thur		0100	
	1200		
Fri		0100	
	1200		
Sat		0100	
	1200		
Sun		0100	
	1200		

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)

1. CCTV will operate whilst the premises is trading, covering all areas including the outside of the premises. Images will be kept for a minimum of 31 days and staff will be trained to download images at the request of the Authorities and Police.
2. All staff will receive regular training on under age sales and records will be signed and dated and kept for production as requested by Authorities and Police
3. Challenge 25 will be operated at the premises and posters displayed to inform customers of this
4. Refusals and incidents book will be kept behind the bar and completed by all staff
5. Adequate lighting will be used inside and to the exterior of the premises
6. All bins will be emptied after 0900hrs each day and before 2100hrs each day
7. The premises will attend any Pubwatch meeting available in the vicinity
8. Signs will be erected to ask customers to respect local residents by leaving the premises quietly
9. Signs will be erected to advise customers that no open vessels are permitted to be taken off the premises
10. No unsupervised children will be allowed on the premises at any time
11. Supervised children will not be allowed on the premises after 2100hrs each day
12. Regular checks by staff of all public areas including toilets
13. Provision of a means of communication to other venues and Police
14. Zero tolerance to irresponsible drinking and drugs use
15. Monitor safe capacities to control overcrowding
16. Regular removal of empty glasses
17. Free potable drinking water to be available
18. Monitor noise levels from premises
19. Use of local taxi companies to avoid customers loitering at the end of the evening
20. Ensure outside areas are kept clear of litter, including cigarette butts
21. Photographic ID required of any person who appears to be under the age of 25

b) The prevention of crime and disorder

1. CCTV will operate whilst the premises is trading, covering all areas including the outside of the premises. Images will be kept for a minimum of 31 days and staff will be trained to download images at the request of the Authorities and Police.
2. All staff will receive regular training on under age sales and records will be signed and dated and kept for production as requested by Authorities and Police
3. Refusals and incidents book will be kept behind the bar and completed by all staff
4. The premises will attend any Pubwatch meeting available in the vicinity
5. Regular checks by staff of all public areas including toilets
6. Provision of a means of communication to other venues and Police

c) Public safety

1. CCTV will operate whilst the premises is trading, covering all areas including the outside of the premises. Images will be kept for a minimum of 31 days and staff will be trained to download images at the request of the Authorities and Police.
2. Adequate lighting will be used inside and to the exterior of the premises
3. Zero tolerance to irresponsible drinking and drugs use
4. Monitor safe capacities to control overcrowding
5. Regular removal of empty glasses
6. Free potable drinking water to be available

d) The prevention of public nuisance

1. All bins will be emptied after 0900hrs each day and before 2100hrs each day
2. Signs will be erected to ask customers to respect local residents by leaving the premises quietly
3. Signs will be erected to advise customers that no open vessels are permitted to be taken off the premises
4. Monitor noise levels from premises
5. Use of local taxi companies to avoid customers loitering at the end of the evening
6. Ensure outside areas are kept clear of litter, including cigarette butts

e) The protection of children from harm

1. Challenge 25 will be operated at the premises and posters displayed to inform customers of this
2. No unsupervised children will be allowed on the premises at any time
3. Supervised children will not be allowed on the premises after 2100hrs each day
4. Photographic ID required of any person who appears to be under the age of 25

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. x
- I have enclosed the plan of the premises. x
- 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. x
- I understand that I must now advertise my application. x
- I understand that if I do not comply with the above requirements my application will be rejected. x
- x
[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.

	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15).
Declaration	
Signature	
Date	04.02.2022
Capacity	Business Owner

For joint applications, signature of 2nd applicant or 2nd 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	

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.**

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	
Date	04.02.2022
Capacity	Business Owner

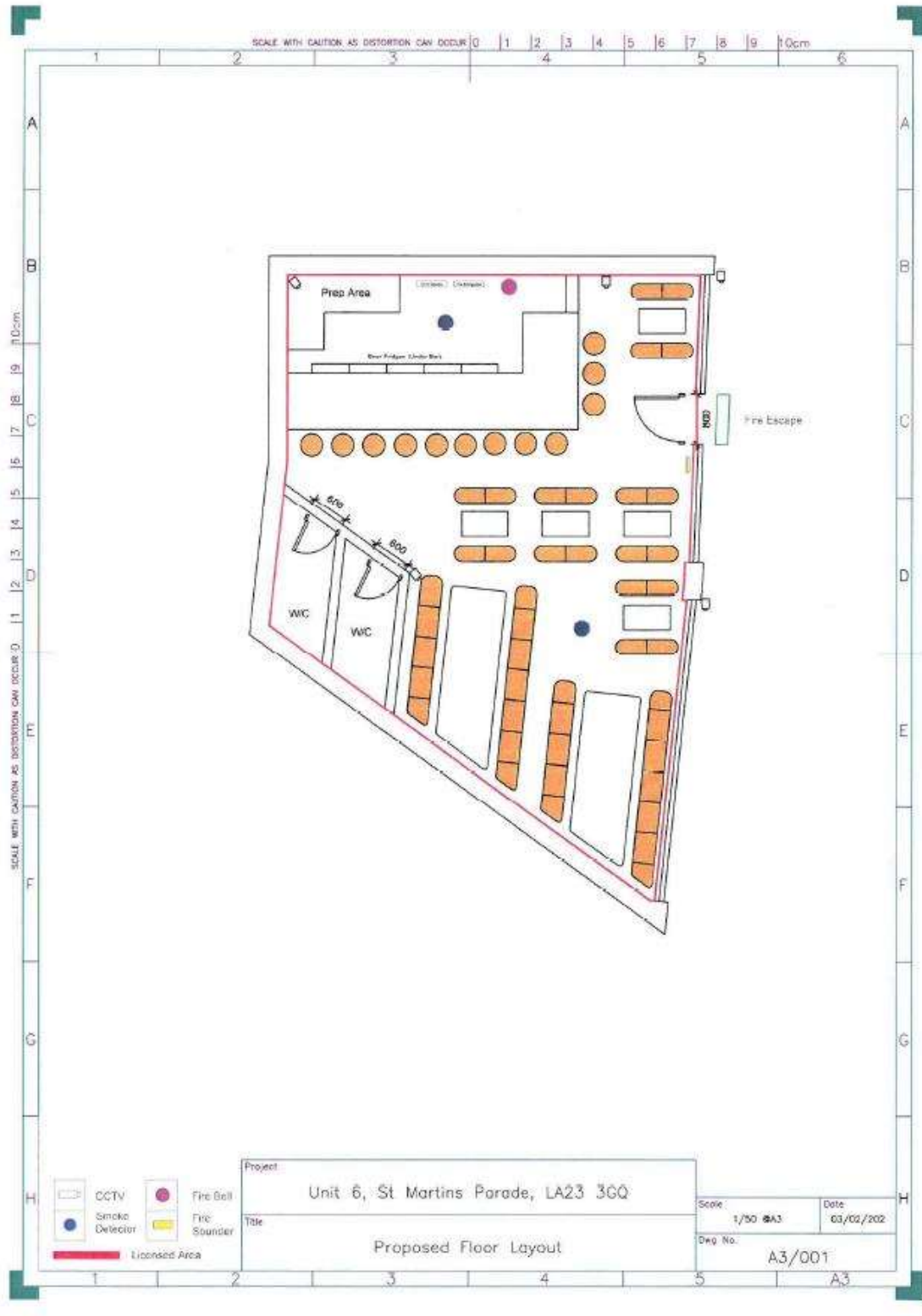
For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
		Postcode	
Post town			
Telephone number (if any)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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



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From: Senior, Shaun
Sent: 04 March 2022 10:22
To: Gardiner, Neil
Subject: FW: Unit 6, New Premises Licence

Hi Neil

Our Ref: SR 092200
Your Ref: PL(A)041722 - Unit 6, New Premises Licence

Further to your recent email and the previous information provided by the applicant (below) and my previous comments, I remain to have reservations over the proposed use and potential uses of this premises, in particular the potential noise impact on the local community.

I acknowledge the applicant is proposing 'soft background music' which in itself should not lead to complaint or concern in respect of the licensing objectives. If a condition can be applied that restricts regulated entertainment to 'Soft Background Music' I make no further representation. However, I am unaware of any legal definition of such and therefore regulating this would likely prove difficult.

Therefore, assuming the above is unenforceable, I feel regulated entertainment as recorded music until 0100 hours as applied for, requires more stringent control and suggest a documented Noise Management Plan (NMP) is required.

To date I have advised the applicant of measures that should be included in a NMP and initial proposals have been submitted, however, at this stage, I am unable to accept the submission as an agreed NMP.

In order to progress the application may I suggest a condition forms part of any consented Premises Licence that requires 'Prior to the commencement of regulated entertainment a Noise Management Plan shall be submitted to and agreed by the authorised officers of the regulating authority. The agreed Noise Management Plan shall be reviewed and updated as required so as to uphold the licensing objective of the Prevention of Public Nuisance'.

Kind regards

Shaun

Shaun Senior | Environmental Health Officer
South Lakeland District Council, South Lakeland House, Lowther Street, Kendal, Cumbria
LA9 4DQ

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Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.		Y, TOWN CLERK & BOWNESS TOWN COUNCIL
Postal and email address		
Contact telephone number		
Name of the premises you are making a representation about.	Unit 6	
Address of the premises you are making a representation about.	St Martin's Parade, Bowness	
Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	No	
To prevent Public Nuisance	Yes	There has been a well-documented increase in incidences of drug and alcohol related anti social behaviour in Bowness. Further sales of alcohol will only exacerbate this. (Refer to SLDC Marshalling reports, Cumbria Police Crime statistics) The Council specifically has concerns about the length of time that the alcohol license covers. In a largely residential area, this will exacerbate existing problems and lead to increased noise and unneighbourliness already experienced by local people.
To prevent crime and disorder	Yes	There has been a well-documented increase in incidences of drug and alcohol related crime and disorder in Bowness. (Refer to SLDC Marshalling reports, Cumbria Police Crime Statistics). This proposal will only increase those problems.
Public Safety	Yes	There has been a well-documented increase in incidences of drug and alcohol related anti social behaviour in Bowness. Further sales of alcohol will only exacerbate this. (Refer to SLDC Marshalling reports, Cumbria Police Crime statistics)
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	The Town Council would support a licence for sale of alcohol indoors to accompany a meal within sociable opening hours (say 11am to 8pm). But will not support the sale of alcohol for long hours in a residential area.	

N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: [REDACTED]Date: 24th February 2022

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.

Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	[Redacted]
Postal and email address	[Redacted]
Contact telephone number	[Redacted]

Name of the premises you are making a representation about.	UNIT 6/7 ST MARTINS PARADE BOWNESS ON WINDEMERRE, LA23 39Q
Address of the premises you are making a representation about.	,, ,,

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	Children that live above will have no sleep from the disturbance of noise created.
To prevent Public Nuisance	Yes	Huge disturbance during opening hours and after hours with drunk customers leaving the premises.
To prevent crime and disorder	Yes	disorder of people leaving the premises drunk and the potential for crime in the neighbouring garage
Public Safety	Yes	groups of people at the units blocking vision for entering and leaving the garage where residents live. when driving in and out. <i>where cars are parked</i>

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	
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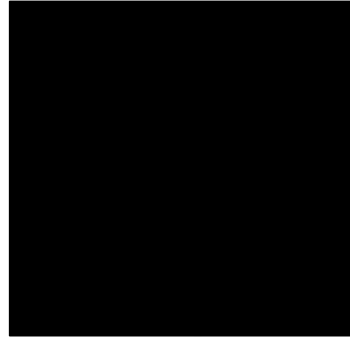
N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: [Redacted]

Date: 14.02.22

Please return this form along with any additional sheets to: The Licensing Manager, Licensing Section, South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority. Telephone: 01539 733333 Ext 7481 / 7484.

Licensing Manager
SLOD House
Lindale Street
Kendal



Dear Sir or Madam

I wish to object to the application
for a drinks and late night licence for Unit 6
The Royal

There are already many licensed
premise in this area of Bowmers
I have lived here for many years
and the situation keeps getting worse.

Unit 6 is directly opposite my
garage which has a residential flat above.
This is currently rented to local people
who work in the area

Yours faithfully



From: EDITED
Sent: 10 February 2022 16:19
To: Licensing
Subject: Objection to License Application - Unit 6, LA23 3GQ
Importance: High

Name: EDITED

Postal and email address: EDITED

Contact telephone number: EDITED

Name of premises: Unit 6, St. Martin's Parade, Bowness-on-Windermere, Cumbria, LA23 3GQ

Representation relates:

To prevent Public Nuisance:

The nature of the license is totally inappropriate as the premises is directly underneath 7 residential apartments comprising St. Martin's Court causing a nuisance to the residents and their families (including myself).

Regardless of what reassurance is given it will be impractical for William Whittaker to control the level of noise disturbance, which invariably increases with customer's intoxication. Also unacceptable would be the continuous music as insufficient soundproofing through the ceiling to properties above, also spilling out onto the street through double glazed windows which resident's will need open on hot evenings. Extending to 0200 each Saturday and Sunday and all Bank Holiday weekends, Christmas Eve and New Year's Eve is totally out of order.

There will also be an inevitable increase in noise disturbance from additional traffic e.g. waiting taxis, including: negotiating fees, slamming of taxi doors and increased environmental pollution to properties above.

Externally there will undoubtedly be an accumulation of litter outside, especially cigarette butts and perhaps even broken glass. Internally where will the bins be emptied to after 0900hrs each day and before 2100hrs each day as stated? The commercial bins are full to capacity serving other adjacent businesses, including Tesco, and the alleyway where located untidy and littered – thus unhealthy.

Unlike residents of The Royal, St. Martin's Court residents cannot access their apartments internally from the underground garage. Thus after parking need to walk past this crowded premises which will feel intimidating for some, especially those with families.

To prevent crime and disorder:

Intoxicated individuals or groups of people leads to antisocial behaviour when leaving such a venue (or if their admission is rejected), disrespecting property of others nearby and the proposed CCTV can only cover a limited area in the immediate vicinity.

Summary:

The “change of use” for these premises is tasteless, wholly unsuitable and will need planning permission. It will be detrimental to all who reside immediately above and close by destroying a quiet, attractive area.

It is urged that common sense prevails and this application be refused outright.

Please acknowledge receipt of this representation.

Yours sincerely

EDITED

/// translate.intervene.window

EDITED

Sent: 09 February 2022 22:33

To: Licensing <Licensing@southlakeland.gov.uk>

Subject: Objection to licence application

Name: EDITED

Postal Address EDITED **Email:** EDITED

Tel: EDITED

Name and address of the premises I am making a representation about: William Whittaker, Unit 6, St Martin’s Parade, Bowness on Windermere, Cumbria, LA23 3DY

Representation relates to: To prevent public nuisance

The addition of a licensed premises to a residential block will cause a great disturbance to myself and my two 6 year old daughters EDITED

My fear is that intoxicated people inside and outside the premises will cause a disturbance throughout the opening hours and beyond. This will inevitably spill out onto the street and cause a congregation of people directly below our residential windows, whether they be arriving or departing the premises throughout the day and late at night.

With the addition of music and entertainment, the building was never designed and meant for this purpose and therefore soundproofing will not be substantial enough to warrant a commercially licensed premises below residential properties. Regardless of installation of soundproofing on this premises that will not take into consideration the soundproofing of residents windows and properties and the noise will surely travel throughout the building as it does currently from the bookkeepers to my property, whom I’m not even directly above.

Appendix D

The access to the St Martin’s Court apartments will be directly impinged by the access to the licensed premises, as our parking garage is only accessible by the passing of the front door of unit 6. Being a single parent with two young girls we will feel very intimidated having to walk past intoxicated individuals while trying to access our home.

I feel that if this application is approved it will make our home unbearable to live in, creating an unstable and unhappy environment to raise a family.

I would urge you to consider my fears and anxieties as a true and heartfelt request that this application not be granted for the sake of all the residents of St Martin's Court and The Royal.

Yours Sincerely

EDITED _____

Representation Form
Interested Person/Body in the vicinity of the premises detailed below



Your Name/Company Name/Name of Body you represent.		EDITED
Postal and email address		EDITED
Contact telephone number		EDITED
Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children		
To prevent Public Nuisance		It is my view that we are already living in a village saturated with pubs and in more recent year’s trendy late night bars. I am frequently disturbed by drunk and loud people passing by the property into the early hours. The application proposes to remain open every day until 1 a.m. 2 a.m. Saturday and Sunday of public holidays and Christmas and New Year’s Eve with the added noise created by music regardless of whether it is non amplified. As far as I am aware there is insufficient sound proofing in the unit which would result in noise and vibration emanating through to the properties above. Smoking laws do not allow smoking of cigarettes or e-cigarettes in business premises therefore it is inevitable that smokers will congregate outside in the street where there is limited space. I am a single person whose access to my apartment from the car park is passed the proposed bar. I would feel uncomfortable passing by after a certain time as there is the chance I could feel intimidated by intoxicated people.

To prevent Public Nuisance Cont.	Alcohol mixed with emotions often leads to fights, I do not think it is acceptable to feel frightened in my own home. I consider that it is wholly inappropriate for a bar to operate below a number of residential dwellings, every day up until 1 a.m. or 2 a.m. It is difficult to ask people to leave quietly therefore I would anticipate potential noise for a time after closing. I cannot imagine how regular, late disturbance will affect the mental health of the residents including me. There is an existing issue with refuse at the back of Tesco which can attract vermin. Where is the site for additional refuse proposed and there is the additional issue of noise pollution from bottles being emptied into refuse bin's. I do not believe that measure could possibly put in place to prevent this.
To prevent crime and disorder	I have witnessed people urinating behind the bins at the back of Tesco and also by the entrance to the car park belonging to The Old England and can anticipate that this could increase with people leaving the bar, there is a very high risk that members of the public will commit disorderly acts such as this when leaving the property.
Public Safety	There is no outside space to this property, people will no doubt spill out onto the road when smoking or socialising, the road can become quite busy with vehicles passing through the narrow road between St Martin's Parade and the business premises on the other side of the parade. I anticipate that there will be an increase of vehicles with taxi's dropping off and picking up members of the public. Taxi's dropping off and collecting usually results in a waiting time, particularly when picking up. This is a two-way road and would result in blockage and congestion. This may result in vehicles having to reverse which in a narrow area like that is a road traffic hazard and there is a risk of danger to pedestrians.

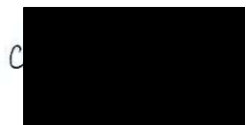
Appendix D

Name of the premises you are making a representation about.	Unit 6
Address of the premises you are making a representation about.	Unit 6, St Martin's Parade, Bowness on Windermere, Cumbria. LA23 3GQ

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	
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N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed:



Date: 14/02/22

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.

Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent	
Postal and email address	
Contact telephone number	
Name of the premises you are making a representation about. Address of the premises you are making a representation about.	

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children		
To prevent Public Nuisance	YES	PLEASE SEE ATTACHED
To prevent crime and disorder		
Public Safety		

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	
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N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

[Redacted Signature]

Date: 9/2/22

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.



Dear Sir / Madam,

09/02/2022

I have an interest in this application that is greater than the general public because I currently [REDACTED]

I object to the application in the first instance, as there will undoubtedly be an increase in noise levels late at night/early morning.

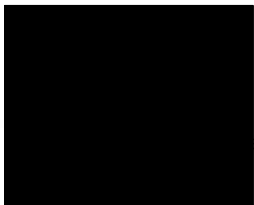
The application states that recorded music could be played up to 1:00-2:00am. The buildings in the surrounding area are all within close proximity to one another which could amplify any noise/music omitted from the premises.

There will also be an increase in noise when customers are leaving the premises, with further disruption anticipated due to vehicle noise, with an increase in taxis travelling down St Martin's parade, which is a very narrow street.

A further worry is the possibility of anti-social behaviour, which may cause damage to local properties/businesses.

In my opinion it would be unfair to grant an alcohol license to a premises that has families with children living directly above.

I would appreciate you take the above into consideration when the application is heard.



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

From: EDITED

Sent: 19 February 2022 18:19

To: Licensing <Licensing@southlakeland.gov.uk>

Subject: Unit 6 st Martin's Parade, Bowness on Windermere

Dear Sir/ Madam

I wish to object to the proposal for a alcohol / music license for the above property.

This is still a residential area and there are already a lot of bars in the village.

There is a lot of noise late at night making it difficult to sleep Empty/ half empty beer cans and glasses are regularly left on the doorsteps There is already a big issue with litter and wheelibins in the village Drunkenness and antisocial behaviour/ noise is making the village unattractive to families and unpleasant for residents Yours Eleanor Barlow

Sent from my email iPad

From: EDITED
Sent: 19 February 2022 18:30
To: Licensing
Subject: Unit 6 St Martin Parade

To whom it may concern

I object to application for a Licence to serve alcohol, there are way too many premises serving alcohol already.

This Unit has residential properties around it and to those residentes this would be unfair including my elderly Mother and Father inlaw.

I am forever picking up entry beer glasses, beer bottles from outside my mother and father in laws house now this will only increase if this is granted.

Regards

EDITED _____

Representation Form



Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	[Redacted]
Postal and email address	[Redacted]
Contact telephone number	[Redacted]

Name of the premises you are making a representation about.	Unit 6 St Martin's Parade Bowness-on-Windermere, LA23 3QA.
Address of the premises you are making a representation about.	St Martin's Parade, Bowness, LA23 3QA.

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes <input checked="" type="radio"/> No <input type="radio"/>	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	<input checked="" type="checkbox"/>	There are babies and young children living in the flats above the property
To prevent Public Nuisance	<input checked="" type="checkbox"/>	Noise pollution for the residents in the accommodation directly above until 2am.
To prevent crime and disorder	<input checked="" type="checkbox"/>	Damage to property arising from the proposed licenced premises caused by intoxicated persons
Public Safety	<input checked="" type="checkbox"/>	Single carriage way through road with no footpath, access to private garages is restricted at a jointly proposed licenced property.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	No conditions should be conceded this is a totally unnecessary bar in an area overrun by alcohol selling establishments in the village
---	--

N.B If you do make a representation you will normally be expected to attend or be represented at a hearing of the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: [Redacted] Date: 11/2/2022

Please refer any additional sheets to: The Licensing Manager, Licensing Section, South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority. Telephone: 01539 733333 Ext 7481 / 7484.

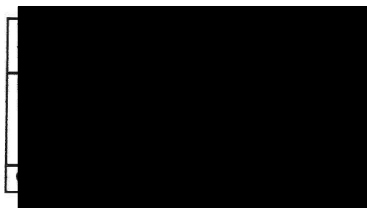
Where no relevant representations are made by Responsible Authorities or interested parties, the Licensing Authority must grant the licence application subject only to the mandatory conditions, and conditions or restrictions mentioned in the operating schedule.

- Any relevant representations must be made **in writing** to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria, LA9 4UD
- Please note that very strict time limits apply to applications and representations. The Licensing Authority must receive any representation **within 28 days of the application** being made. Following this period the Licensing Authority has 10 working days (usually 2 weeks) to consider whether a hearing will be required. It may be necessary to contact you urgently to discuss your representation and therefore it would be appreciated if you could supply a daytime or mobile telephone number and/or your email address.

Please note that all representations are treated as public documents.

Representation Form

Interested Person/Body in the vicinity of the premises detailed below



Name of the premises you are making a representation about. Unit 6
 Address of the premises you are making a representation about. St martins

Parade Business WA23 30B

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	<u>yes</u>	<u>Believe there are children living above or around</u>
To prevent Public Nuisance	<u>yes</u>	<u>Noise & disturbance for residents</u>
To prevent crime and disorder	<u>yes</u>	<u>Immediately under residential Properties</u>
Public Safety	<u>yes</u>	<u>Protection of the general public & residents</u>

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.

the application before the Licensing Sub Committee and at any subsequent appeal.

Signed:

Date: 10/02/2022

[Redacted Signature]

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.

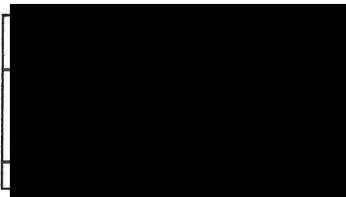
Where no relevant representations are made by Responsible Authorities or interested parties, the Licensing Authority must grant the licence application subject only to the mandatory conditions, and conditions or restrictions mentioned in the operating schedule.

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Please note that all representations are treated as public documents.

Representation Form

Interested Person/Body in the vicinity of the premises detailed below



Name of the premises you are making a representation about.	Unit 6
Address of the premises you are making a representation about.	St martins Parade Bowness LA23 30B

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	There are 7 year old Twins live above with there mom, and have to walk by the entrance to the main garage. Drunken people hanging around.
To prevent Public Nuisance	Yes	The noise of drunken people late into the night and the music till 1am, Please NO.
To prevent crime and disorder	Yes	The Entrance to the garage for The Royal and St martin is next door, and a lot of residences have bike & golf clubs in there garage spaces the Security aspect lessons.
Public Safety	Yes	Righting, Broken glass, Damage to our garage Doors and so on.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.

the application before the Licensing Sub Committee and at any subsequent appeal.

Signed: _____ Date: _____

9/2/22

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.

Where no relevant representations are made by Responsible Authorities or interested parties, the Licensing Authority must grant the licence application subject only to the mandatory conditions, and conditions or restrictions mentioned in the operating schedule.

- Any relevant representations must be made **in writing** to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria, LA9 4UD
- Please note that very strict time limits apply to applications and representations. The Licensing Authority must receive any representation **within 28 days of the application** being made. Following this period the Licensing Authority has 10 working days (usually 2 weeks) to consider whether a hearing will be required. It may be necessary to contact you urgently to discuss your representation and therefore it would be appreciated if you could supply a daytime or mobile telephone number and/or your email address.

Please note that all representations are treated as public documents.

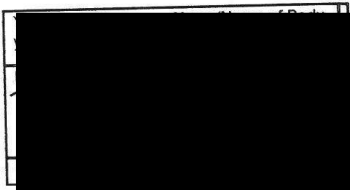
Representation Form

Interested Person/Body in the vicinity of the premises detailed below

SOUTH LAKE LAND
DISTRICT COUNCIL

11 FEB 2022

RECEIVED
POST ROOM



Name of the premises you are making a representation about. Unit 6
Address of the premises you are making a representation about. St Martins

Parado Business LA23 30B

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation, or the reason for your representation. Please use separate sheets if necessary
The Prevention of harm to children	Yes	There are children who sleep in the Royal, who would lose sleep.
To prevent Public Nuisance	Yes	Noise levels will go up until the early hours.
To prevent crime and disorder	Yes	The Garage next door is full of Private Items which will be valuable
Public Safety	Yes	Disorder through Alcohol in the early hours is a known!!

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.

the application before the Licensing Sub Committee and at any subsequent appeal.

Signed:



Date:

9/2/22

Please return this form along with any additional sheets to: Case Management (Licensing Team), South Lakeland House, Lowther St, Kendal, Cumbria or email to licensing@southlakeland.gov.uk. This form must be returned within the statutory period. Please check with the Licensing Authority.

From: EDITED

Sent: 10 February 2022 09:54

To: Licensing <Licensing@southlakeland.gov.uk>; Complaints <Complaints@southlakeland.gov.uk>

Subject: FW: Unit 6/7 St Martin's Parade Bowness on Windermere (Case Ref: TF138368)

Dear Lawrence

I write to represent my constituent, EDITED with regard to an application for a licence to serve alcohol and play music at Unit 6/7 St Martin's Parade, Bowness on Windermere and his opposition to this being granted.

EDITED sets out his opposition as follows:-

"I think it is ridiculous that we need yet another licensed premises in Bowness!

There are residential flats above the said premises occupied by locals with children who are working locally and need their rest and relaxation.

There will be noise disturbance from music playing until 1am during the week and 2am at weekends.

There will be people on the street smoking, causing fumes to drift into residential properties, thus rendering the opening of windows impossible in these Covid related times.

This is another needless development in the Bowness Conservation Area."

I wonder if the licensing committee does take on board how many other premises are already open in close proximity with permission to play music and serve alcohol to the small hours, and what consideration is given to the impact this will have on residential properties in close proximity?

Thank you for your time and assistance in this matter.

Yours sincerely

EDITED MP

From: EDITED

Sent: 09 February 2022 14:56

To: Licensing

Subject: Unit 6 St Martins Parade, Bowness on Windermere

To who it may concern

Appendix D

Unit 6 St Martins Parade, Bowness on Windermere

I would like to put a objection in agaist this Licence, as the area it is in is very residential and has properties with young children living above the building, also there is no parking around it and these properties are not the right area for a licencing law and being open late a night also there is no refuse or recycling facilities here as the area which should of been left clear has already been filled with big rubbish bins and there is no more room for any, also there is not enough room for toilet facilities.

The size of the area with having music will bounce of the opposite building making it too load this area is too small for this kind of venue

EDITED Sent from [Mail](#) for Windows

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