



# Licensing of Alcohol and Gambling Sub- Committee

**FRIDAY 19 APRIL 2024 AT 10.00 AM**

**Council Chamber, The Forum**

The Councillors listed below are requested to attend the above meeting, on the day and at the time and place stated, to consider the business set out in this agenda.

#### Membership

Councillor B Link (Vice-Chair)  
Councillor Pringle (Chair)

Councillor A Williams

For further information, please contact Corporate and Democratic Support on 01442 228209 or email [member.support@dacorum.gov.uk](mailto:member.support@dacorum.gov.uk).

## AGENDA

1. **MINUTES** (Pages 2 - 4)  
To confirm the minutes of the previous meeting.
2. **APOLOGIES FOR ABSENCE**  
To receive any apologies for absence.
3. **DECLARATIONS OF INTEREST**  
To receive any declarations of interest.
4. **PROCEDURE OF THE HEARING** (Pages 5 - 6)
5. **PREMISES LICENCE APPLICATION UNDER THE LICENSING ACT 2003** (Pages 7 - 82)

# Agenda Item 1

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## DACORUM BOROUGH COUNCIL

### LICENSING OF ALCOHOL AND GAMBLING SUB-COMMITTEE

23 JANUARY 2024

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Present –

#### MEMBERS:

Councillors: Pringle (Chair), B Link and A Williams

#### OFFICERS:

Nargis Sultan	Legal Governance Manager (Litigation)
Jodie Edwards	Litigation Lawyer
Sally Mcdonald	Licensing Manager
Kim Knight	Licensing Lead Officer
Trudi Angel	Democratic Support Officer

#### OTHER PERSONS PRESENT:

Item 4 - Mr Dugard (Applicant)  
Item 4 - Mr Flynn (Applicant)  
Item 4 - Mr & Mrs Masters (Objecting to the application)  
Item 4 - Mr & Mrs Lams (Objecting to the application)

The meeting began at 10.03 am

#### 1. MINUTES

The Chair opened the meeting and introductions were made.

The minutes of the previous meeting were agreed by the members present and then signed by the Chair.

#### 2. APOLOGIES FOR ABSENCE

There were no apologies for absence.

#### 3. DECLARATIONS OF INTEREST

Councillor Pringle declared an interest as the premises was close to the boundary of her ward (Northchurch) and some of the residents may live within her ward. She explained that although she didn't know anyone personally she wanted to be transparent.

#### 4. PREMISES LICENCE APPLICATION UNDER THE LICENSING ACT 2003

The Sub-Committee were required to consider an application to review a premises licence for the following premises:

Artisan Bar and Grill  
Cow Roast, Tring  
Hertfordshire  
HP23 5RF

### Decision

In the present case, the Sub-Committee is required to consider whether they should grant the new premises licence. When determining an application for the grant of a premises licence (under section 17 of the 2003 Act), the Sub-Committee must, having regard to relevant representations made in respect of that application, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

Options Considered:

- (a) grant the licence subject to any applicable mandatory conditions, and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives;
- (b) exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) refuse to specify a person in the licence as the premises supervisor;
- (d) reject the application.

**The Sub-Committee has decided to grant the application for a premises licence subject to variation of the outside operating hours in that all outside activities cease at 22.00 hours, and additional hours for the sale by retail of alcohol and opening hours on bank holidays throughout the year (the exceptions being Christmas Eve and New Year's Eve) being modified to such extent as to promote the licensing objectives.**

Whilst the Sub-Committee has given particular consideration to the objectors concerns regarding potential noise disturbance to neighbouring residents, variation to the outside operating hours and the removal of the proposed additional hours will reasonably limit any potential noise and disturbance. It is also noted that the Applicant has 30 years' experience in managing licensed premises. The Premises has good security measures by having in place 42 CCTV cameras, and proposals for managed departure of customers was presented to the Committee.

The Applicant has confirmed that all staff would receive adequate training.

There will be signs to remind customers to respect neighbours whilst dispersing.

The Premises already has in place a noise limiter, this monitors the sound so that excessive noise can be adequately managed.

The Applicant has stated that they have good arrangements with local taxi service to manage staggered dispersal so as to limit disturbance.

Furthermore, the Sub-Committee has taken comfort from the fact that, on previous occasions, the Applicant had used Temporary Event Notices and no complaints of noise and disturbance had been received by the Licensing Authority.

It is further noted that there were no representations received from the Responsible Authorities, with the exception of the Public Health body.

Moreover, the Sub-Committee also notes from Annex 2 of the Licence that the Licence contains conditions and obligations upon the Licence Holder to prevent anti-social behaviour and noise nuisance from occurring and this is deemed sufficient to meet the concerns of the local residents, as such, no additional conditions shall be attached save for the variations of the outside operating hours for all activities to cease at 22.00 hours, and the removal of the proposed additional hour with the exception of Christmas Eve and New Year's Eve. The Applicant was reminded to maintain these obligations.

## LICENSING OF ALCOHOL AND GAMBLING SUB-COMMITTEE PROCEDURE

The procedure of the Sub-Committee will be as follows:

1. The Chair will open the meeting by:
  - (a) Introducing the Members of the Sub-Committee (at the same time indicating any change in membership), and the Officers present, to the parties and any other person in attendance, including any representative of the press;
  - (b) stating the nature of the matter to be considered, (including a reference to the name of the premises or place concerned) and
  - (c) explaining the procedure to be followed.
2. The Chair will ask those present to introduce themselves and:
  - (a) if any party, without prior notice, fails to attend or to be represented, the Sub-Committee will consider whether or not it is necessary in the public interest to adjourn the hearing to a specified date;
  - (b) if any party is unaccompanied, the Chair will clarify whether that party understood it was permissible to have a representative;
  - (c) the Chair will establish whether it is proposed anyone speak as a spokesperson;
  - (d) the Sub-Committee will consider:
    - (i) any properly made request by a party for permission for any other person, (not being a representative), to appear and
    - (ii) any request to provide late documentary or other information and will only take the same into account if the other parties consent.
3. The Chair will ask whether any Member has an interest to declare and whether any Member has visited the premises or place the subject of the application.
4. The Chair will establish whether all Members of the Sub-Committee have read the papers before them, and then announce the order of speakers.
5. The Chair will ask the Officers present to confirm whether there has been compliance with all relevant requirements and to summarise any relevant information, as necessary.
6. Members may ask any relevant question of any Officer.
7. The Chair will ask each person who is to speak at the meeting for an indication of how much time he or she reasonably estimates is required to make relevant points concisely, and without undue repetition, and will consider a maximum period of time to be applied equally in the case of all the parties.
8. The Sub-Committee will hear from the Applicant (or representative, if applicable), any other party who has made relevant representations (in that order).
9. In every case at a suitable point, Members of the Sub-Committee may ask relevant questions of each party.

10. The Sub-Committee will consider any party's request to question/cross-examine another party and will not permit cross-examination unless it is of the view that it is required in order for Members to consider the representations, application or notice as the case may be.
11. The Chair will invite any person who has addressed the Sub-Committee, or those representing them, to summarise their points if they wish.
12. The Chair will seek confirmation from all parties that they are satisfied they have made all the pertinent points which they wished to make.
13. Members of the Sub-Committee will discuss what has been said and written on the matter before them and make their decision. The Chair may request that the applicant or licence holder, other persons, representatives (if any) and any Officer present (with the exception of the Legal Officer and the Democratic Services Officer) withdraw during this process – if any further clarification or information is required from any person, all parties will be recalled.
14. The Chair will confirm the decision, the reasons for the decision, and any condition placed upon the licence (if granted).
15. The Sub-Committee's decision will be confirmed in writing by the Assistant Director (Legal & Democratic Services).

Please Note:

- All properly made applications, notices and representations received from absent parties will be considered.
- An Applicant has a right to appeal, details of which can be obtained via the Licensing Officer.
- The Authority has the right to require any person who, in its opinion, is behaving in a disruptive manner, to leave the hearing and may preclude, or impose conditions in relation to, that person's return.



## AGENDA ITEM: 5

Report for:	Licensing of Alcohol and Gambling Sub-Committee
Date of meeting:	19 April 2024
PART:	I
If Part II, reason:	-

Title of report:	<b>Premises Licence application under the Licensing Act 2003</b>
Contact:	Kim Knight – Licensing Lead Officer
Purpose of report:	This report sets out details of an application in respect of a premises licence, which requires consideration and determination by the Sub-Committee in accordance with the adopted scheme of delegation.
Recommendations	That the Sub-Committee consider the contents of the report, and representations made in respect of the application, and determine the application in accordance with the options set out below.
Corporate objectives:	<p>A clean, safe and enjoyable environment</p> <ul style="list-style-type: none"> <li>Applications are required to be considered with regard to the promotion of four licensing objectives, comprising the prevention of crime and disorder, public safety, prevention of public nuisance, and protection of children from harm.</li> </ul> <p>Ensuring efficient, effective and modern service delivery</p> <ul style="list-style-type: none"> <li>Consideration of applications for premises licences and club premises certificates is a statutory function, with a risk of judicial proceedings and reputational damage should the authority fail to properly exercise its functions.</li> </ul>
Implications:	Applications are to be determined under existing policies. No new policy implications arise.
Consultees:	Consultation requirements are prescribed by legislation, and differ depending upon the type of application. Details of representations made by consultees are set out below.

Background papers:	Licensing Act 2003, and associated regulations <a href="#">DBC Statement of Licensing Policy 2021-2026</a> <a href="#">Guidance to Licensing Authorities under section 182 of the Licensing Act 2003</a> (Home Office, December 2022)
Glossary of acronyms and any other abbreviations used in this report:	

## 1. Background

- 1.1. The supply of alcohol, provision of regulated entertainment, and sale of late night refreshment are licensable activities under the Licensing Act 2003. Authorisation from the Council, in its role as the licensing authority, is required in order to carry on any of these activities at premises within the borough.
- 1.2. The Act provides several forms of authorisation for different scenarios. Persons or organisations wishing to carry on activities at premises on a regular basis, or at larger one-off events, will require a premises licence to authorise those activities. Members' clubs, satisfying a number of statutory criteria, may alternatively hold a club premises certificate.
- 1.3. Under the scheme of delegation adopted by the Council, the Licensing of Alcohol & Gambling Sub-Committee ("the Sub-Committee") is responsible for the exercise of many of the functions of the licensing authority, including determination of applications where representations have been received.

## 2. Applications

- 2.1. The application detailed in part 5 of this report has been made to the licensing authority and requires consideration and determination by the Sub-Committee.
- 2.2. Notice of application was given by the applicant in each case, through service of a copy of the application on specified 'responsible authorities' (this obligation is fulfilled by officers where the application was given electronically). The applicant was also required to give public notice of the application, by way of publication of details in a local newspaper, and by displaying a statutory notice at or near the premises. Failure to comply with these requirements would render an application invalid. Officers have undertaken checks to ensure that these requirements were satisfied.
- 2.3. The applicant and persons making representations have been given notice of the hearing in accordance with statutory requirements.

## 3. General principles to be followed when determining applications

- 3.1. When considering applications, the licensing authority is required to carry out its functions with a view to promoting the licensing objectives, which are:



- the prevention of crime and disorder;
  - public safety;
  - the prevention of public nuisance; and
  - the protection of children from harm.
- 3.2. The licensing authority must also have regard to its Statement of Licensing Policy, and to the statutory guidance issued by the Home Office under section 182 of the Act. Attention is drawn to specific, relevant provisions from these documents, with the details of the applications in the Appendices.
- 3.3. The Sub-Committee must ensure that all licensing decisions have a direct relationship to the promotion of one or more of the licensing objectives. Every application should be considered on its merits, and there must not be a 'blanket policy' to the extent that it is applied so rigidly that an exercise of discretion in each individual case is precluded. Applications must be considered with regard to the principles of fair process and the Human Rights Act.
- 3.4. The Statement of Licensing Policy makes clear to applicants and persons who have made representations the considerations that will be taken into account when determining applications. It is also intended to guide the Sub-Committee when considering licensing applications; however, the Sub-Committee may depart from either the Statement of Licensing Policy or the statutory guidance where the circumstances of the application justify it and if there are good reasons for doing so. Full reasons must be given and Sub-Committees should be aware that such departures could give rise to an appeal or judicial review.
- 3.5. The provisions of chapter 10 of the statutory guidance highlight that only precise, appropriate and proportionate conditions, which promote one or more of the licensing objectives, should be attached to the licence or certificate. The Sub-Committee should only impose such conditions as are appropriate to promote the licensing objectives arising out of the consideration of the representations received, and should avoid straying into undisputed areas. Conditions duplicating other statutory provisions are not considered to be appropriate.
- 3.6. It is considered inappropriate for officers involved in the administration of applications to make recommendations. However officers from the Responsible Authorities may request conditions be imposed on a licence and make recommendations with regard to the licensing objectives.
- 3.7. Parties to a hearing, including the applicant and persons who made relevant representations, may have rights of appeal against any decision made by the Sub-Committee, dependent upon the nature of the decision. Appeals may be instituted by way of written notice to a Magistrates Court, within 21 days of being notified of the decision.

#### **4. Options available to the Sub-Committee**

- 4.1. When determining an application for the grant of a premises licence (under section 17 of the 2003 Act), the Sub-Committee must, having regard to relevant representations made in respect of that application, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- (a) grant the licence subject to any applicable mandatory conditions, and conditions consistent with the operating schedule modified to such extent as the authority considers appropriate for the promotion of the licensing objectives;
- (b) exclude from the scope of the licence any of the licensable activities to which the application relates;
- (c) refuse to specify a person in the licence as the premises supervisor;
- (d) reject the application.

## 5. Details of application

5.1. The following applications require consideration and determination by the Sub-Committee. Further details on each application are contained in the indicated appendix:

Appendix	Premises name / address	Type of application
A	The Chipperfield Boot, Tower Hill, Chipperfield, Kings Langley, Hertfordshire WD4 9LN	Application for grant of premises licence (s.17 of the Licensing Act 2003)

## APPENDIX A

<b>Applicants name</b>	The Chipperfield Boot Limited
<b>Name and address of premises</b>	The Chipperfield Boot, Tower Hill, Chipperfield, Hertfordshire WD4 9LN
<b>Ward</b>	Bovingdon, Flaunden and Chipperfield

### 1. **Background**

- 1.1 This is a new application for grant of a premises licence.
- 1.2 This premises had a premises licence in place, however it lapsed due to insolvency of the previous holder in January 2024. The previous licence authorised a number of licensable activities both indoors and outdoors, up to a terminal hour of 01.00. It should be noted that the new application must be considered on its own merits and not as a comparison with the previous licence.

### 2. **Application**

- 2.1 The application to be considered seeks authorisation for the following licensable activities:

Showing of Films, Indoor sporting events, and Recorded Music:

Indoors and outdoors

Monday-Saturday	08:00 until 01:00
Sunday	10:00 until 00:00

Provision of Live music and similar entertainment:

Indoors and outdoors

Monday-Saturday	08:00 until 00:00
Sunday	10:00 until 00:00

Late Night Refreshment:

Monday-Saturday	23:00 until 01:00
Sunday	23:00 until 00:00

Sale by retail of alcohol:

For consumption on and off the premises:

Monday-Saturday 08:00 until 00:30  
Sunday 10:00 until 23:30  
Premises open to the public

Monday-Saturday 08:00 until 01:00  
Sunday 10:00 until 00:00

Following the receipt of representations, the applicant has put forward an amendment to the application to cease all outdoor activity at 23.00 seven days a week.

The application is set out at Annex A.

A plan of the location of the premises is set out at Annex B.

Written correspondence and confirmation of the proposed amendment to the application by the applicants is set out at Annex C.

### **3. Details of Representations**

3.1 Consultation took place between 7 March 2024 and 4 April 2024. During that time 15 valid representations were received, all of which were from residents living in the area and citing concerns around the potential for public nuisance created by the later opening hours proposed. These representations are set out at Annexes D1 to D15.

3.2 The following responses were received from the eight responsible authorities consulted:

Hertfordshire Constabulary – no response  
Hertfordshire Fire & Rescue – no representations  
NHS Herts – no representations  
Environmental and Community Protection – no representations  
Planning – no representations  
Trading Standards – no response  
Local Safeguarding Children’s Board – no response  
Licensing authority – no response

### **4. Observations**

4.1 The minimum statutory requirement for advertising the application is the display of a blue notice clearly at the premises and notice of intention published in a news publication or circular once during the consultation period, a maximum of ten working days after submission of the application to the Council. It is not a legal requirement of this legislation for the applicants or the licensing authority to notify other parties.

- 4.2 The existing application is not being considered as part of this hearing; paragraph 1.2 has been provided for background information. The proposed grant application must be considered on its own merits.
- 4.3 The Live Music Act 2012 effectively de-regulates live and recorded music provision between the hours of 08.00 and 23.00, if there are less than 500 people on the premises, and alcohol is being sold for consumption on the premises. Therefore, any licensable activity that takes place between these times is exempt from Licensing, nuisance issues would therefore be addressed by the statutory noise nuisance process rather than as breaches of the premises licence.
- 4.4 The impact on wildlife is also not a relevant consideration in the Licensing Act, which focusses on the promotion of the four licensing objectives as they relate to the impact on the public and local communities where licences are granted. There are already controls to protect wildlife in place under other pieces of legislation – local policy and national guidance specifically confirms that the licensing authority should not duplicate other regulatory regimes.
- 4.5 Parking is not a relevant consideration under Licensing Act legislation, which covers licensable activity. There are no controls in the Licensing Act that enable the licensing authority to enforce in cases of parking problems in residential streets, and the licence holder cannot be held responsible for the parking of visitors to the premises, who would have personal responsibility for doing so in suitable places.
5. **Local policy and National guidance is set out at Annex E.**

# ANNEX A APPLICATION FOR GRANT OF PREMISES LICENCE



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

For help contact  
[licensing@dacorum.gov.uk](mailto:licensing@dacorum.gov.uk)  
Telephone: 01442 228000

\* 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	<input type="text" value="Not Currently In Use"/>	This is the unique reference for this application generated by the system.
Your reference	<input type="text"/>	You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.
Are you an agent acting on behalf of the applicant?	<input type="radio"/> Yes <input checked="" type="radio"/> No	Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

### Applicant Details

* First name	<input type="text" value="Jonathan"/>	
* Family name	<input type="text" value="Hammond"/>	
* E-mail	<input type="text"/>	
Main telephone number	<input type="text"/>	Include country code.
Other telephone number	<input type="text"/>	
<input type="checkbox"/>	Indicate here if you would prefer not to be contacted by telephone	
Are you:	<input checked="" type="radio"/> Applying as a business or organisation, including as a sole trader <input type="radio"/> Applying as an individual	A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

### Applicant Business

Is your business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes <input type="radio"/> No	Note: completing the Applicant Business section is optional in this form.
Registration number	<input type="text" value="15281396"/>	
Business name	<input type="text" value="The Chipperfield Boot"/>	If your business is registered, use its registered name.
VAT number	<input type="text" value="NONE"/>	Put "none" if you are not registered for VAT.
Legal status	<input type="text" value="Private Limited Company"/>	

*Continued from previous page...*

Your position in the business

Home country

The country where the headquarters of your business is located.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)



\* required information

## 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 (£)

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\* required information

### 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 His Majesty's prerogative

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\* required information

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)

Address

Building number or name

Street

District

City or town

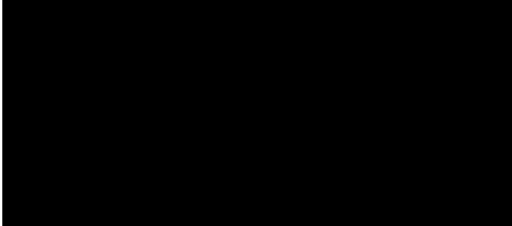
County or administrative area

Postcode

Country

Contact Details

E-mail  
Telephone number  
Other telephone number  
\* Date of birth



\* Nationality

Documents that demonstrate entitlement to work in the UK



\* required information

<b>Section 5 of 21</b>		
<b>OPERATING SCHEDULE</b>		
When do you want the premises licence to start?	<input type="text" value="26"/>	<input type="text" value="04"/> / <input type="text" value="2024"/>
	dd	mm yyyy
If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text"/>	<input type="text"/> / <input type="text"/> / <input type="text"/>
	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.		
<input type="text" value="Public House on Tower Hill, Chipperfield serving food, showing sports entertainment and providing live entertainment."/>		
If 5,000 or more people are expected to attend the premises at any one time, state the number expected to attend	<input type="text"/>	
<a href="#">&lt; Previous</a> <a href="#">1</a> <a href="#">2</a> <a href="#">3</a> <a href="#">4</a> <a href="#">5</a> <a href="#">6</a> <a href="#">7</a> <a href="#">8</a> <a href="#">9</a> <a href="#">10</a> <a href="#">11</a> <a href="#">12</a> <a href="#">13</a> <a href="#">14</a> <a href="#">15</a> <a href="#">16</a> <a href="#">17</a> <a href="#">18</a> <a href="#">19</a> <a href="#">20</a> <a href="#">21</a> <a href="#">Next &gt;</a>		



\* required information

<b>Section 6 of 21</b>		
<b>PROVISION OF PLAYS</b>		
<a href="#">See guidance on regulated entertainment</a>		
Will you be providing plays?		
<input type="radio"/> Yes	<input checked="" type="radio"/> No	
<a href="#">&lt; Previous</a> <a href="#">1</a> <a href="#">2</a> <a href="#">3</a> <a href="#">4</a> <a href="#">5</a> <a href="#">6</a> <a href="#">7</a> <a href="#">8</a> <a href="#">9</a> <a href="#">10</a> <a href="#">11</a> <a href="#">12</a> <a href="#">13</a> <a href="#">14</a> <a href="#">15</a> <a href="#">16</a> <a href="#">17</a> <a href="#">18</a> <a href="#">19</a> <a href="#">20</a> <a href="#">21</a> <a href="#">Next &gt;</a>		



\* required information

Section 7 of 21	
PROVISION OF FILMS	
<a href="#">See guidance on regulated entertainment</a>	
Will you be providing films?	
<input checked="" type="radio"/> Yes <input type="radio"/> No	
<b>Standard Days And Timings</b>	
MONDAY	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.
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
TUESDAY	
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
WEDNESDAY	
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
THURSDAY	
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
FRIDAY	
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
SATURDAY	
Start <input type="text" value="08:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="01:00"/>
SUNDAY	
Start <input type="text" value="10:00"/>	End <input type="text"/>
Start <input type="text"/>	End <input type="text" value="00:00"/>
Will the exhibition of films take place indoors or outdoors or both?	
<input type="radio"/> Indoors <input type="radio"/> Outdoors <input checked="" type="radio"/> Both	
Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.	



\* required information

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes       No

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State 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.

Darts Tournament

Continued from previous page...

State any seasonal variations for indoor sporting events

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

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

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

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

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Telephone: 01442 228000

\* required information

**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

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\* required information

**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 08:00

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.

Start

End 00:00

TUESDAY

Start 08:00

End

Start

End 00:00

WEDNESDAY

Start 08:00

End

Start

End 00:00

THURSDAY

Start 08:00

End

Start

End 00:00

FRIDAY

Start 08:00

End

Start

End 00:00

SATURDAY

Start 08:00

End

Start

End 00:00

SUNDAY

Start 10:00

End

Start

End 00:00

Will the performance of live 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.

**Continued from previous page...**

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

Live Bands and or Individual Singers

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.

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\* required information

**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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

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.

**Continued from previous page...**

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

State any seasonal variations for 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.

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■ required information

**Section 12 of 21**

**PROVISION OF PERFORMANCES OF DANCE**

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes  No

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\* required information

**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

**Standard Days And Timings**

**MONDAY**

Start

End

Start

End

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

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

Start

End

Start

End

**THURSDAY**

Start

End

Start

End

**FRIDAY**

Start

End

Start

End

**SATURDAY**

Start

End

Start

End

**SUNDAY**

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Karaoke, Open Mic



\* required information

**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

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

*Continued from previous page...*

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.

Hot Drinks & Snacks

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.

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\* required information

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes  No

Standard Days And Timings

MONDAY

Start 08:00

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.

Start

End 00:30

TUESDAY

Start 08:00

End

Start

End 00:30

WEDNESDAY

Start 08:00

End

Start

End 00:30

THURSDAY

Start 08:00

End

Start

End 00:30

FRIDAY

Start 08:00

End

Start

End 00:30

SATURDAY

Start 08:00

End

Start

End 00:30

SUNDAY

Start 10:00

End

Start

End 23:30

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.

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

**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**

Continued from previous page...

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

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

Reference number for consent form (if known)

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

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\* required information

**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.

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• required information

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

*Continued from previous page...*

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

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

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• required information

**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.

Training and refresher training will be provided to all staff in alcohol sales roles.  
Records of training shall be kept and produced for inspection if required by an authorised officer.

b) The prevention of crime and disorder

CCTV will be in operation at the premises, and will be recorded and held for 31 days.  
These will be available to any authorised officer on request.  
Signage will be displayed confirming the use of CCTV  
An incident log will be kept at the premises  
Signage regarding Zero Tolerance of Drugs will be displayed

c) Public safety

Motion Sensor Lighting will be installed in the Car Park  
Taxi Numbers will be available and taxi's being booked by applicant if required

d) The prevention of public nuisance

Amplified music outside shall be limited to the rear garden  
Clear Signage shall be displayed asking customers to leave quietly and respect the neighbours  
Doors and Windows shall be kept closed when all indoor entertainment is taking place.  
Bottle bins shall only be emptied during daytime working hours.

e) The protection of children from harm

The Licence holder shall operate challenge 25, signage and adopt the challenge 25 policy.  
Suitable forms of ID - Passport, Drivers Licence  
We will request proof in the form of Photographic ID if any doubt of Age - Challenge 25 Policy  
A refusals log will be kept and will be available for inspection if required by any authorised officer.  
If no satisfactory ID is provided then there will be NO SALE.

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\* required information

## 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 application fees are determined by the non-domestic rateable value of the premises. You can find out the current rateable value of your premises using the Valuation Office Agency's search engine at: <https://www.gov.uk/correct-your-business-rates>

Band A | Premises not rated, or rateable value up to £4,300  
Application fee: £100.00

Band B | Rateable value between £4,301 and £33,000  
Application fee: £190.00

Band C | Rateable value between £33,001 to £87,000  
Application fee: £315.00

Band D | Rateable value between £87,001 to £125,000  
Application fee: £450.00 #

Band E | Rateable value £125,001 or greater  
Application fee: £635.00 #

# Premises in bands D or E used primarily for the consumption of alcohol on the premises are subject to fee multipliers, requiring fees of £900.00 or £1,905.00 respectively. Premises undergoing construction or redevelopment are treated as if they were in Band C for fee purposes.

Certain community premises, including church halls, chapel halls, village halls, community centres and schools and colleges, which are only licensed for entertainment and NOT alcohol or late night refreshment, may be exempt from licensing application and annual fees. Please contact us to discuss whether your premises will fall within this exemption.

Premises licences for large capacity events (i.e. more than 5,000 people attending) will require payment of an additional fee, based upon the number of people permitted to attend the event at any time. Please contact us for details of these additional fees.

\* Fee amount (£)

100.00

### DECLARATION

- \* 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.
- [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.
- \* 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.
- I understand that I must now advertise my application, by arranging for a public notice to be published in a local newspaper within the next 10 working days, and by displaying notices printed on blue paper at or near the premises and conveniently readable at all times for the next 28 days.

Continued from previous page...

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/dacorum/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**

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**ANNEX B  
PLAN OF LOCATION OF PREMISES**



**ANNEX C**

**WRITTEN CONFIRMATION OF PROPOSAL TO AMEND APPLICATION**

**From:** Jonathan Hammond  
**Sent:** Tuesday, March 12, 2024 1:55 PM  
**To:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Subject:** Re: Representation Received

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Yes that would be great

Jonathan Hammond

---

**From:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Sent:** Tuesday, March 12, 2024 1:52:57 PM  
**To:** Jonathan Hammond  
**Subject:** RE: Representation Received

Thank you for confirming.

I shall go back to \*\*\*\*\* and let them know you are willing to change the licence so all outdoor activity finishes at 11:00pm and let you know if they wish to continue or withdraw their representation.

Kind Regards,

**Kim Knight**

Lead Licensing Officer  
Dacorum Borough Council

T: 01442 228000 (Ext 2225)

E: [kim.knight@dacorum.gov.uk](mailto:kim.knight@dacorum.gov.uk)

A: The Forum | Marlowes | Hemel Hempstead | HP1 1DN

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**From:** Jonathan Hammond  
**Sent:** Tuesday, March 12, 2024 1:12 PM  
**To:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Subject:** Re: Representation Received

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Yes that's correct

Jonathan Hammond

---

**From:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Sent:** Tuesday, March 12, 2024 12:52:07 PM  
**To:** Jonathan Hammond  
**Subject:** RE: Representation Received

Hello Jonathan,

That is fine – I must ask again in this instance to make sure I am clear – could you confirm you will change the hours to a 11:00pm finish for all outside activities?

Kind Regards,

**Kim Knight**  
Lead Licensing Officer  
Dacorum Borough Council

T: 01442 228000 (Ext 2225)  
E: [kim.knight@dacorum.gov.uk](mailto:kim.knight@dacorum.gov.uk)  
A: The Forum | Marlowes | Hemel Hempstead | HP1 1DN



**From:** Jonathan Hammond  
**Sent:** Tuesday, March 12, 2024 12:05 PM  
**To:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Subject:** Re: Representation Received

On further thought all outside activities to cease at 11pm is what I would suggest

Jonathan Hammond

---

**From:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Sent:** Tuesday, March 12, 2024 12:03:11 PM  
**To:** Jonathan Hammond  
**Subject:** RE: Representation Received

Good Morning Jonathan,

Thank you for your email.

Please could you confirm you would be willing to change the hours for all outside activity to cease at 10:30pm everyday?

Kind Regards,

**Kim Knight**

Lead Licensing Officer  
Dacorum Borough Council

T: 01442 228000 (Ext 2225)

E: [kim.knight@dacorum.gov.uk](mailto:kim.knight@dacorum.gov.uk)

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SCAN ME



Visit **'Let's Talk Dacorum'** to have your say <https://letstalk.dacorum.gov.uk/>

**From:** Jonathan Hammond  
**Sent:** Monday, March 11, 2024 4:03 PM  
**To:** Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
**Subject:** RE: Representation Received

Any outdoor entertainment would be finished 10:30pm any events would be non-regular ? is this acceptable?

Jonathan Hammond

Good Afternoon Jonathan,

I write in respect of your premises licence application M058404.

We have received a representation from a member of the public under the public nuisance licensing objective, which I have copied out below.

As you may be aware, when a representation is received, we pass this onto the applicant and if you wish to respond to the objector this will need to be done through us. We can then pass your comments to the objector to consider and pass any messages between you.

If the matter is unresolved by the end of the consultation period the application will be referred to the licensing committee to determine. The hearing will be heard within 20 working days of the end of the consultation period.

**Please see the representation below:**

Representation By:  
Names:  
Address:

We are objecting to some of the requested provisions in the Operating Schedule on the grounds that they will create a public nuisance. We live very close to the Premises and in the past, outdoor music and entertainment events held in the garden behind the pub have been excessively loud and created a nuisance to us even in cold weather when our windows and doors have been closed. This has been much more of a nuisance on warm days and nights when our windows are open.

We are objecting to the proposed finish times of some outdoor events as we consider that the impact of the likely noise level at that time of night will be unreasonable on neighbouring properties. At any time, the noise levels should be kept to a level that doesn't interfere with the occupants of neighbouring properties enjoying the benefit of their outside garden areas.

We object on public nuisance grounds to any of the following activities outdoor continuing beyond 11pm and the sound levels should not be excessive before 11pm:

- Films

- Live music
- Recorded Music
- Entertainment similar to music or dance
- Late night refreshment

Please let me know if you have any suggestions you would like me to pass on.

Kind Regards,

**Kim Knight**

Lead Licensing Officer  
Dacorum Borough Council

T: 01442 228000 (Ext 2225)

E: [kim.knight@dacorum.gov.uk](mailto:kim.knight@dacorum.gov.uk)

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SCAN ME

The banner features a colorful illustration of a town skyline with various buildings, trees, and a playground. A QR code is positioned on the right side, with the text 'SCAN ME' below it.

**REPRESENTATIONS RECEIVED IN CONSULTATION PERIOD**

**From:**

**Sent:** Thursday, March 14, 2024 9:13 AM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** THE CHIPPERFIELD BOOT

**Application ref. no: M058404 LA2003 s.17: Premises licence - New licence application 7 March 2024 The Chipperfield Boot Tower Hill Chipperfield Kings Langley Hertfordshire WD4 9LN**

I write to object to the above application.

Firstly I am all in favour of a well run, vibrant community focused Pub, it is exactly what Chipperfield needs and I commend and would support anyone with that aspiration.

However my issue is with the operating times sought under the licence application and the extent of activities envisaged. To seek to have this extend to 1 am six days a week and to midnight on a Sunday is not in keeping with its rural location and the character of the close environment. This is not a central Watford night spot but the village of Chipperfield and the licence parameters need to reflect this.

To suggest that Films can be shown indoors and outdoors to 1 am '...for entertainment of elderly visitors and visiting childrens events' stretches the applicants credibility and gives real reason for concern as to their overall ambitions?

Particular focus on the licence application needs in my opinion to concentrate on the playing of live / recorded music outdoors which has real scope to cause significant disturbance to those living in close proximity.

To Licensing, Dacorum Borough Council

**From:**

**Sent:** Thursday, March 21, 2024 3:29 PM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Application Ref: M058404

**Re: Licensing Act 2003 – Application for New Premises Licence**

**Premise: The Chipperfield Boot, Tower Hill Chipperfield Kings Langley  
Hertfordshire WD4 9LN**

As a local resident living within close proximity to the premises, I wish to formally raise representation against the application made for a new premises licence at the address above.

Granting such a licence would have a negative impact on our community and nearby residents. Allowing alcohol sales and late-night events at this premises situated so close to residential properties would present a significant infringement to our right to enjoy our property and surroundings safely and peacefully.

We strongly oppose this application, for reasons we have provided below and would ask that the Council take these into account when considering this application.

As you will be aware, the area in which the premises is located is a quiet residential area which is occupied by many families and residents who have lived in this area for many years without complaint and lived in harmony with the previous occupiers of these premises. The operating times, hours and activities requested by the applicant do not fit within this demographic.

We note that the application is extremely wide ranging, requesting several activities to be licensed, some of which do not require a licence. As a result of de-regulation in 2015 (which supported pubs and premises providing entertainment) we note that the applicant would not require a licence for the following.

**Live and Recorded Music – Indoors and Outdoors**

To stage a performance of live music or playing of recorded music as long as the activity takes place between the hours 08.00hrs and 23.00hrs, on premises holding the provision of alcohol for on sales, and the audience is no more than 500 people.

Therefore, we would like to see the removal of the following from the application;

**Provision of Live Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 and 00:00 and Sunday 23:00 to 00:00.

**Provision of Recorded Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 to 01:00 and Sunday between 23:00 to 00:00.

**Entertainment of a similar nature** for the provision of karaoke, open mic nights, again the applicant does not require a licence for such activities and to save confusion, we would argue that this is not required and that the applicant remove the following;

**Provision of entertainment of similar nature (indoors and outdoors)**, Mondays to Saturday 23:00 to 00:00 and Sunday between 23:00 to 00:00.

**Provision of Indoor Sporting Events**, a licence is not required for such activity of a darts tournament, nevertheless the applicant would not require a licence for an event between 08.00 and 23.00 on any day, provided that those present do not exceed 1000, we would ask that the applicant removes the request for the following;

**Indoor Sporting Events**, Monday to Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00.

**Provision of Films - Indoors and Outdoors**, we would ask that the applicant removes the request for the provision of films between the hours of Monday to Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00, the applicant has indicated within this application that this provision would be for an audience targeted at elderly visitors and children, we feel that showing of films during the day until 23:00 provides enough flexibility for the licence holder to run events of this nature without disturbing nearby residents.

**Late Night Refreshment - Indoors and outdoors**, we would ask that the applicant remove the request for late night refreshment, a licence is not required to serve hot and cold food and drinks until 23:00hrs, we feel that

providing hot and cold food to 23:00hrs would be sufficient enough for customers enjoying any entertainment up until this hour.

**Alcohol – For consumption On and Off the Premises**, we would ask the applicant to reduce the application to the following hours, Monday to Saturday 10:00 until 23:30 and Sundays 10:00 to 23:00, opening hours to allow half an hour for patrons to drink up and vacate the premises quietly and respectfully, opening hours Monday to Saturday 09:00 to 00:00 and Sunday 10:00 to 23:30.

The applicant having the flexibility to provide entertainment beyond 23:00hrs will generate a significant level of noise nuisance which will adversely impact upon local residents, if the application was granted, as requested by the applicant, it would place an excessive burden upon residents to tolerate the noise from customers using the garden late at night, noise from customers leaving the premises in the early hours 7 days a week.

We believe that allowing the premises to open so late would impact on the quality of life for local residents, as the increased level of activity, noise and traffic will have a detrimental effect on the tranquillity and peacefulness of our village. Our community prides itself on being a place where individuals can find solace and respite from the noise and stress of urban life. Allowing such provisions beyond a reasonable hour (23:00hrs) at this premises in our immediate vicinity would undermine that sense of serenity and have a negative impact on our residents overall quality of life. The potential increase in noise, and anti-social behaviour associated with late night provisions and events can cause undue stress and anxiety for individuals, particularly elderly residents and families with young children. Furthermore, the consumption of alcohol in large quantities can lead to an escalation in incidents of public intoxication, violence and property damage, further escalating the safety of our community.

Tower Hill is a straight and busy road with a 30mph speed limit, without any street lighting which can be highly dangerous late at night. We wish to prevent customers parking on the verges (when the car park is full), prevent patrons leaving the premises in the early hours of the night walking along the road which is unlit by street lighting, with residents having to report noise in the

early hours from intoxicated staggering in the dark. This presents a direct danger both to the safety of those walking along the road and motorists as well.

We also wish to prevent customers from leaving rubbish and broken bottles in the adjacent park, road and pathways as this could well pose a danger to walkers and wildlife.

In addition to our request to reduce the application outline above, to support the prevention of the licensing objections, to protect nearby residents and the local community, we would ask that the following conditions are attached to any premises licence granted.

### **Prevention of Public Nuisance**

The provision of regulated entertainment of live or recorded music shall not be permitted after 23:00 hrs Indoors and outdoors.

The provision of late night refreshment shall not be permitted after 23:00 hrs.

The provision of films shall not be permitted after 23:00 hrs.

The outside garden area to the rear of the property shall be closed from 22:30hrs and not be used by customers or smoking by staff after this time.

A designated smoking area shall be identified at the front of the property for customers seeking to smoke at the premises after 22:30.

Staff shall monitor the smoking area and encourage customers to return swiftly back into the venue.

Clear legible notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

The licensee shall maintain and make available for inspection by the police or authorised local authority officers a log of all complaints received from local residents concerning the operation of the premises.

The Premises Licence Holder shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a nuisance.

Clear legible notices are to be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.



No deliveries or collections relating to licensable activities at the premises will take place between the hours of 17:00hrs – 10:00hrs of the following day.

There shall be a dispersal policy commencing thirty minutes prior to closing, consisting of:

- Lowering tempo and volume of music;
- Gradually increasing lighting;
- Announcing availability of soft-drinks and giving details of inhouse taxis; and,
- House lights to be switched on ten minutes prior to closing of bar.

The premises licence holder shall take all reasonable steps to ensure that any customers loitering outside the premises disperse quickly and do not congregate.

Staff shall ensure, as far as reasonably practicable, that patrons in external areas behave in an orderly and neighbourly fashion and with a considerate manner.

The premises licence holder shall ensure that all staff shall be vigilant in relation to litter issues, routinely checking the premises (Including the car park) during opening hours to ensure they are clean and tidy and to ensure the frontage of the premises and car park is swept at least once each trading day.

The placing of refuse – such as bottles – into receptacles outside the premises shall not take place between the hours of 17:00hrs – 10:00hrs of the following day.

### **The Prevention of Crime and Disorder**

Customers will not be permitted to remove from the premises any drinks supplied by the premises (alcoholic or otherwise) in [open or/and sealed] containers.

No bottles or glass receptacles are permitted to be taken into the external licensed area after 19.00 hours.

At all times the premises is open to the public a minimum of one member of staff on duty will be able to operate the CCTV system.

The CCTV shall cover all public areas including entrances and exits.

The CCTV shall cover all internal and external areas of the premises.

The CCTV shall be maintained in effective working order, and shall be in operation at all times the premises is open to the public.

The CCTV shall record clear images permitting the identification of individuals. All recordings made by the CCTV system shall be retained and stored in a suitable and secure manner for a minimum of 31 days.

Evidence of age in the form of photographic identification (ID) shall be requested from any person appearing to those selling or supplying alcohol to be under the age of 25 and who is attempting to buy alcohol. Examples of appropriate ID include a passport, photographic driving licence and the Proof of Age Standards Scheme (PASS) approved age cards.

Notices shall be placed at the premises' entrance and at all points of sale detailing the restrictions on sales of alcohol to children.

A record of refusals shall be maintained which documents every instance that a sale of alcohol (and any other age restricted product) is refused on the premises, indicating the date and time the refusal was made, and the member of staff making the refusal.

All staff who undertake the sale or supply of alcohol shall receive appropriate training in relation to undertaking appropriate age checks on such, before being allowed to sell or supply any alcohol. Refresher training will be carried out at least every six months.

Records of Staff training, relating to the sale or supply of alcohol, along with any training material used, will be kept and maintained by the Designated Premises Supervisor or the Premises Licence Holder.

Staff training records shall be available for inspection by authorised officers of the licensing authority, officers of the trading standards service , and officers of the police.

In conclusion, it should be the Council's priority to protect and consider the safety of our community from such dangers and nuisance, by preventing the licensing of alcohol sales beyond a reasonable hour and limit the provision of music and entertainment to the permitted de-regulation hours, whereby a licence is not required for these activities.

We urge you to carefully consider the concerns raised and the potential negative consequences that the granting of such license will have on our

community. Please take into account the safety, tranquillity, noise pollution and overall wellbeing of the residents when making your decision.

We trust, that the Council will have regards to the Section 182 guidance published under the Licensing Act 2003, the Council's Statement of Licensing Policy and note any relevant case law when considering this application.

**From:**  
**Sent:** Thursday, March 28, 2024 4:52 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Re Application M058404

Dear Sir/Madam

**Re Application ref no. Mo58404**

We have just been made aware that the above application for a premises licence for The Chipperfield Boot was made on 7 March 2024.

Firstly, I have to say that we are extremely disappointed that such a broad application, that will potentially have a massive impact on the surrounding area, was not put into consultation with local residents.

Secondly, in the absence of any kind of consultation, we vehemently object to this application on the basis that the frequency of the licensable activities (7 days a week) and the extended timings (essentially all day until 1am in the morning) are wholly unreasonable and are totally inappropriate for this area.

Most local people were looking forward to seeing the pub refurbished and restored back to its original state and purpose but live music, recorded music and entertainment similar to music or dance will create unnecessary sound pollution and it will become a public nuisance. This is particularly pertinent outdoors as there are no sound barriers to control the noise levels in such a sensitive rural area.

Please ensure that common sense prevails and that this application is rejected.

Thank you

**From:**

**Sent:** Thursday, March 28, 2024 5:16 PM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Application ref M058404 Re The Chipperfield Boot

Dear Sir

I am the owner of my property and have lived here for a number of years. The Chipperfield Boot ( The Boot) is very close to my house in a straight line across fields.

I wish to protest strongly against this application on the grounds of preventing public nuisance. This is a very rural area. For example there are no buildings between the back of The Boot and my house. This is the same for many along the lane. To have outdoor music and other loud noise from 0800- 0100 6 days a week and from 1000 to 0000 on Sunday is wrong. We have heard music very occasionally over the last few years – I believe for the odd wedding. Hence not very loud but still very noticeable. It would be disastrous for the people in this neighbourhood to have music for lengthy periods. Quiet music, films and dances may be acceptable but loud music should be rare or not at all.

The application says amplified music outside will be limited to the rear garden. This is exactly where the music which we heard in the past – fortunately very rarely- was played. Even then locals complained about the noise.

I trust this vexatious application will be firmly rejected. I would mention that we support a pub giving good food and quiet entertainment. About 3-4 years ago The Boot was most successful at providing excellent food and was increasingly busy. Unfortunately the owner told us there were problems in their family which affected the food quality and lead to its sad decline.

Yours faithfully

**From:**  
**Sent:** Friday, March 29, 2024 3:02 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Licensing Application M058404

Application M058404

Firstly sorry for the late note regarding the above application. We were unaware of the application as we have not seen or heard of it until a concerned neighbour informed us. We are unsure how widely the application has been circulated in the village?

We would like to object to the application specifically regarding:

Live Music Indoors and Outdoors Monday-Saturday 0.800 until 00.00  
Sunday 10.00 until 00.00

Live Bands and or Individual Singers

Additionally the playing of Recorded Music Indoors and Outdoors  
Monday-Saturday 8.00 until 01.00  
Sunday 10.00 until 00.00

Also Entertainment similar to music or dance Indoors and outdoors including Karaoke and Open Mike Monday-Saturday 0.800 until 00.00  
Sunday 10.00 until 00.00

And late night refreshment Indoors and outdoors Monday-Saturday 23.00 until 01.00 Sunday 23.00 until 00.00 Hot drinks and snacks

The grounds for our representations and objections are that it will be a public nuisance, music both live and recorded playing up until 01.00 indoors and outdoors and increased noise from customers eating and drinking until 01.00 The boot is close to a large number of houses and if granted this license will cause a significant disturbance. Chipperfield is a quiet village and the amount of noise will be significant and not in keeping with this. Additionally with increased licensing hours it could lead to increased crime and disorder.

**From:**  
**Sent:** Saturday, March 30, 2024 9:18 AM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Licensing Application M058404 - Objection

I am writing to object to the opening hours on Licensing Application M058404 at The Chipperfield Boot.

As a neighbour of the Chipperfield Boot I strongly object to some of the late night hours that have been applied for in The Operating schedule due to the noise and disturbance and the attraction of late night drinkers and revellers from outside the local community.

I am very happy to support the pub reopening and providing a valuable service to the village as I have always supported it in the past but some of the hours are unacceptable and the late night services being applied for would attract a bad element from the local towns and disturb the piece of this lovely village.

Films indoors and outdoors

I do not understand why these hours are needed before 13:00 and beyond 22:00 especially on a Sunday with a working day following and as its applied for elderly visitors and children.

Indoor sporting events

Same objectionable above but I would be OK if they finish at 23:00

Live Music indoors and Outdoors

Should not be allowed before 13:00 and no later than 23:00.

Recorded Music Indoors and Outdoors

Should not be allowed before 13:00 and no later than 23:00

Entertainment similar to dance and Music

Should not be allowed before 13:00 and no later than 23:00

Late night refreshments indoors and outdoors

There is no need to try and attract people to a village country pub at 23:00 until 0:100, this is just not needed and would result in disturbance and littering.

Supply of alcohol for consumption on and off the premises

Should not be allowed no later than 23:00 otherwise this will promote late night drinking and gathering leading to disturbance, trouble and attract people from outside the community. It's just not needed or wanted by any local people.

As I said before I am happy to support the local pub as I always have but the balance has to be right and these extended hours are just too much. I am happy to support one of events with extended hours on an advocate basis but alicante to do it regularly should not be granted.



**From:**

**Sent:** Sunday, March 31, 2024 10:57 AM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Licensing Application Ref; M058405 / The Chipperfield Boot Public House

**Importance:** High

**Licensing Application Ref; M058404**

**Application Type; LA2003 s.17 Premises licence – New application**

**Premises Name; The Chipperfield Boot, Tower Hill, Chipperfield, WD49LN**

To; Licensing, Dacorum Borough Council, The Forum, Marlowes, Hemel Hempstead, HP11DN

Dear Dacorum Borough Council,

**Objection to Licence application M058404**

Please see details below of our objection to the above licensing application regarding The Chipperfield Boot.

Our grounds for objection are based on the prevention of public nuisance and preventing potential crime and disorder. We believe that the activities applied for, in particular the request to operate significant outdoor activities, are unsuitable for a residential area and may attract unwanted crowds.

We object to the proposed outdoor activities including showing of films, live music, recorded music, karaoke, open mike activity, late night refreshments and all planned outdoor entertainment activities. We believe these activities operating outside during the day/night will present a public nuisance and encourage potential crime and disorder through the potential gathering of large groups and the consumption of alcohol for extended times.

In addition, the opening times applied for regarding indoor and outdoor entertainment of varying types range from a finishing time of 12.00 midnight to 1.00am 7 days per week which we feel is too late for a residential area. Also, the pub closing times of 1.00am 6 days per week, midnight on Sundays, clearly exceeds standard public house opening hours and suggests that the pub wishes to operate as a club rather than a traditional country public house. However, we are pleased to see the pub has been taken over and hope that it operates as a successful country pub serving the local community, providing food and drink inside and outside in the garden areas.

Yours faithfully,

**From:**

**Sent:** Sunday, March 31, 2024 2:36 PM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Application ref. no: M058404 - The Chipperfield Boot - New licence application

**Importance:** High

31<sup>th</sup> March 2024

**Application ref. no: M058404 – New licence application – The Chipperfield Boot**

I am writing to raise representation against the proposed licensing application submitted for The Chipperfield Boot. While I appreciate the potential economic and community benefits that a new business can bring, I am deeply concerned about the potential for both increased (i) public nuisance and an increase in (ii) crime and disorder in our small village if this application in its current state is approved.

**(i) Public Nuisance**

Given the proximity of The Chipperfield Boot to ourselves and neighbours, I am particularly concerned about the potential for noise disturbances, all day and late into the night, which can disrupt the peace and quiet of our rural lifestyle and quality of life. Chipperfield is a charming and serene village chosen by its residents for its peace and quiet. It is important that we preserve the tranquil environment of the area, which would be compromised by noise disturbances, rowdy behaviour and increased traffic associated with the pub. With such late hours applied for and the noise impact that all the activities applied for (live music, recorded music, karaoke, open mi, films, sporting events, late night refreshments) both indoors and outdoors will generate. In addition, the travelling sound of large groups of people cheering and vehicles coming and going can only disrupt the peaceful and neighbourly atmosphere that characterises rural living.

The application is currently requesting the ability to run these licensable activities from 8:00 in the morning until 01:00 in the following morning, which would be 17 hours of music or entertainment daily. In a rural area sound travels far and wide and many residents will be affected, further exacerbated by the sound of vehicles coming and going at all hours. A small sign asking customers to respect the neighbours isn't going to have any impact, it might if the premises was going to be a small restaurant running a lunch and dinner menu, but a music and entertainment venue has a different audience, in fact a much larger audience particularly as it has the ability to use all the outdoor space it sits on and to move out further into the children's park and football pitch behind it.

Community cohesion in a small village is very important and already the concerns around this application and the tensions it is creating could have a profound impact on the social dynamic here. Residents impacted by such long hours, every day, of loud relentless activity inside and outside of the premises will no doubt fuel conflict and resentment.

The applicant plans to install motion-sensor lighting in the car park. Being in such a rural environment, this will be triggered by nocturnal wildlife, all through the night. I speak from experience, living next door to the pub, with our security cameras being triggered by foxes, muntjacs & badgers throughout the night. The pub lighting will cause a negative impact, as it goes on and off all night waking local residents and their pets, no doubt causing dogs to bark. This will also disturb the nocturnal habitats of local wildlife.

**(ii) Crime and Disorder**

The application to supply alcohol from 08:00 until 00:30 demonstrates that the focus of the premises is on all day drinking supported by entertainment, rather than a family pub focussed on food. This will inevitably increase the risk of drunkenness, antisocial behaviour, public disturbances, vandalism and littering. This underpinned with a lack of law enforcement presence in rural areas such as Chipperfield, give further concern to the challenges faced in responding to incidents such as disorderly behaviour. And equally the limited emergency response capabilities, I have seen the challenges previously of ambulance and paramedic wait times to the village and are concerned about how Hemel can ensure response times if needed over these long drinking hours from early in the morning, all day and throughout the evening. It is one thing for town premises to run all day and evening drinking, such as a Wetherspoons but they are supported by an infrastructure that is on hand to support with law enforcement and emergency responses services, which Chipperfield doesn't have.

I am further concerned about the lack of alternative transportation options in rural areas, I am very aware of the waiting times and costs which could exacerbate the risk of drink driving among patrons of the pub. There is potential danger by intoxicated individuals driving on the rural roads around here where visibility and road conditions are already compromised. Further risks are associated to intoxicated patrons trying to walk home after very long drinking sessions very late on unlit roads such as Tower Hill.

It is essential that any establishment serving alcohol in our community demonstrates a commitment to responsible alcohol service and takes proactive measures to mitigate the risk of public nuisance. However, based on the information provided in the licensing application for The Chipperfield Boot, I am not convinced that sufficient measures have been put in place to address these concerns.

Therefore, I urge the licensing authority to carefully consider the potential impact of granting a license to The Chipperfield Boot on the well-being of our community. I believe that approving this application without an appropriate operating schedule in place will create a high level of public nuisance and an increased risk of crime and disorder for the residents of this small village in the green belt, including ourselves, who value the peaceful environment that we have chosen to live in.

In conclusion, I respectfully request that the licensing authority deny the application for The Chipperfield Boot or impose stricter conditions around the hours that the 'supply of alcohol' will be available, the 'hours premises will be open' and the hours licensable activities can run, to ensure that the venue operates in a manner that respects the peace and tranquillity of the small village.

Thank you for considering my objections. I trust that you will prioritise the interests of the community in your decision-making process.  
Yours sincerely,

From:  
Sent: Sunday, March 31, 2024 4:25 PM  
To: Licensing Mailbox <[Licensing@dacorum.gov.uk](mailto:Licensing@dacorum.gov.uk)>  
Subject: Boot public house chipperfield

We would like to object most strongly about the applications for the boot public house Chipperfield.

The type of application in our opinion would be more suited to a town location where it will not impact on the community in the same way it would a small village such as Chipperfield. Our property is close to the car park and pub itself and we can see the following situations which would not be suitable for this area.

- > A excessive coming and going of noisy traffic in a very peaceful conservation area.
- > B Late night drinkers making excessive noise when leaving the pub.
- > C Disturbing our sleep in the late and early hours which will impact on the sleep pattern of our children and effecting their school performance.
- > D The police resources are overstretched as it is and having to monitor an open all hours music and drinking venue as proposed will take them away from solving real crime in the area.
- > D This licence will only increase the amount of people drinking and driving in the local area, this will only increase the possibility of endangering lives.
- > E. By allowing this to go ahead it will only make people think twice about living in the village and tarnish its reputation as one of the nicest places to live in the area.

**From:**  
**Sent:** Monday, April 1, 2024 12:31 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Cc:**  
**Subject:** Re: MA58404 - Premises Licence Representation

1st April 2024

REF: M058404  
New license application  
The Chipperfield Boot, Tower Hill, Chipperfield, Kings Langley, Herts. WD4  
9LN

FAO: Licensing Officer

As a local resident who has lived opposite the pub for over a decade and three separate administrations we would like to formally make representations against this license being granted.

Granting this licence would negatively impact our community and local residents. The proposed extension of hours would significantly infringe our right to enjoy our property safely and peacefully.

We strongly oppose this application for the reasons set out below and ask the licensing committee to take our views into account when considering the application.

This application is entirely inappropriate for a rural village setting with young families, elderly residents and hard working people all of whom have the right to peace and solace in their properties. After 8pm the road is quiet and the village silent. As we have learnt from experience any noise from the pub travels and can be heard from afar. The proposed operating hours are not aligned with the local demographic.

Furthermore, the building is unsuited to music being played, whether live or recorded.

This is an historic grade 2 listed building with single glazed windows and solid walls.

There is no air-conditioning to allow windows to be kept shut during the summer months. Despite best efforts to keep doors and windows shut sound still travels.

The licence application is very broad in its scope and, as a result of de-regulation in 2012, mostly unnecessary. The applicant would not require a licence to play music from 8am to 11pm. We therefore seek removal of all the additional parts of the application, namely;

**Provision of Live Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 and 00:00 and Sunday 23:00 to 00:00.

**Provision of Recorded Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 to 01:00 and Sunday between 23:00 to 00:00.

**Entertainment of a similar nature** for the provision of karaoke, open mic nights, again the applicant does not require a licence for such activities and to save confusion, we would argue that this is not required and that the applicant remove the following;

**Provision of entertainment of similar nature (indoors and outdoors)**, Mondays to Saturday 23:00 to 00:00 and Sunday between 23:00 to 00:00.

**Provision of Indoor Sporting Events**, a licence is not required for such activity of a darts tournament, nevertheless the applicant would not require a licence for an event between 08.00 and 23.00 on any day, provided that those present do not exceed 1000, we would ask that the applicant removes the request for the following;

**Indoor Sporting Events**, Monday to Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00. **Provision of Films - Indoors and Outdoors**, we would ask that the applicant removes the request for the provision of films between the hours of Monday to Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00, the applicant has indicated within this application that this provision would be for an audience targeted at elderly visitors and children, we feel that showing of films during the day until 23:00 provides enough flexibility for the licence holder to run events of this nature without disturbing nearby residents.

**Late Night Refreshment - Indoors and outdoors**, we would ask that the applicant remove the request for late night refreshment, a licence is not required to serve hot and cold food and drinks until 23:00hrs, we feel that providing hot and cold food to 23:00hrs would be sufficient enough for customers enjoying any entertainment up until this hour. **Alcohol – For consumption On and Off the Premises**, we would ask the applicant to reduce the application to the following hours, Monday to Saturday 10:00 until 23:30 and Sundays 10:00 to 23:00, opening hours to allow half an hour for patrons to drink up and vacate the premises quietly and respectfully, opening hours Monday to Saturday 09:00 to 00:00 and Sunday 10:00 to 23:30.

Any activity granted that allows provision of entertainment beyond 11pm will generate a significant level of noise nuisance which will adversely impact local residents, if the application was granted, as requested by the applicant, it would place an excessive burden upon residents to tolerate the noise from customers late at night and noise from customers leaving the premises in the early hours 7 days a week.

We believe that allowing the premises to open so late would impact the quality of life for local residents, as the increased level of activity, noise and traffic will have a detrimental effect on the tranquillity and peacefulness of our village.

In addition to our request to reduce the application outline above, to support the prevention of the licensing objections, to protect nearby residents and the local community, we would ask that the following ameliorative conditions are attached to any premises licence granted.

### **Prevention of Public Nuisance**

The outside garden area to the rear of the property shall be closed from 22:30hrs and not be used by customers or smoking by staff after this time. A designated smoking area shall be identified at the front of the property for customers seeking to smoke at the premises after 22:30.

Staff shall monitor the smoking area and encourage customers to return swiftly back into the venue.

Clear legible notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

The licensee shall maintain and make available for inspection by the police or authorised local authority officers a log of all complaints received from local residents concerning the operation of the premises.

The Premises Licence Holder shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a nuisance.

Clear legible notices are to be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly. No deliveries or collections relating to licensable activities at the premises will take place between the hours of 17:00hrs – 10:00hrs of the following day.

There shall be a dispersal policy commencing thirty minutes prior to closing, consisting of:

- Lowering tempo and volume of music;
- Gradually increasing lighting;
- Announcing availability of soft-drinks and giving details of inhouse taxis; and, · House lights to be switched on ten minutes prior to closing of bar.

The premises licence holder shall take all reasonable steps to ensure that any customers loitering outside the premises disperse quickly and do not congregate.

Staff shall ensure, as far as reasonably practicable, that patrons in external areas behave in an orderly and neighbourly fashion and with a considerate manner.

The premises licence holder shall ensure that all staff shall be vigilant in relation to litter issues, routinely checking the premises (Including the car park) during opening hours to ensure they are clean and tidy and to ensure



the frontage of the premises and car park is swept at least once each trading day.

The placing of refuse – such as bottles – into receptacles outside the premises shall not take place between the hours of 17:00hrs – 10:00hrs of the following day.

### **The Prevention of Crime and Disorder**

Customers will not be permitted to remove from the premises any drinks supplied by the premises (alcoholic or otherwise) in [open or/and sealed] containers.

No bottles or glass receptacles are permitted to be taken into the external licensed area after 19.00 hours.

At all times the premises is open to the public a minimum of one member of staff on duty will be able to operate the CCTV system.

The CCTV shall cover all public areas including entrances and exits.

The CCTV shall cover all internal and external areas of the premises.

The CCTV shall be maintained in effective working order, and shall be in operation at all times the premises is open to the public.

The CCTV shall record clear images permitting the identification of individuals.

All recordings made by the CCTV system shall be retained and stored in a suitable and secure manner for a minimum of 31 days.

Evidence of age in the form of photographic identification (ID) shall be requested from any person appearing to those selling or supplying alcohol to be under the age of 25 and who is attempting to buy alcohol. Examples of appropriate ID include a passport, photographic driving licence and the Proof of Age Standards Scheme (PASS) approved age cards. Notices shall be placed at the premises' entrance and at all points of sale detailing the restrictions on sales of alcohol to children.

In conclusion, it should be the Council's priority to protect and consider the safety of our community from such dangers and nuisance, by preventing the licensing of alcohol sales beyond a reasonable hour and limit the provision of music and entertainment to the permitted de-regulation hours, whereby a licence is not required for these activities. We urge you to carefully consider the concerns raised and the potential negative consequences that the granting of such license will have on our community. Please take into account the safety, tranquillity, noise pollution and overall wellbeing of the residents when making your decision.

We trust, that the Council will have regards to the Section 182 guidance published under the Licensing Act 2003, the Council's Statement of Licensing Policy and note any relevant case law when considering this application.

Yours Sincerely,

**From:**  
**Sent:** Monday, April 1, 2024 1:11 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Licencing application for The Boot, Chipperfield

Dear sir,  
Re: Application Ref: M058404. Application Type: LA2003 s. 17: Premises  
licence: New licence application

It is good news that at last The Boot, Chipperfield will be reopening. It is a much-missed facility in the village.

However, I do have concerns over some of the contents of the license application. My main concern is the number of hours the venue will be open for live and recorded music and sports events, potentially 8am through to midnight seven days a week. My main objection based on past experience to these type of events at this venue is

- 1) Noise:- Events held outside generate noise pollution which can be heard in my garden and in my house in the evenings.
- 2) Safety:- Cars parked up on the pavements on both sides of Tower Hill meaning pedestrians have to take to the road to get by and through traffic becomes congested leading to incidents of road rage on a few occasions.
- 3) Anti social behaviour:- Patrons leaving The Boot and walking up Tower Hill have been on occasions noisy and abusive.

I accept that these events may be necessary for a pub to survive and would not object to them being held on a more casual basis.

**From:**

**Sent:** Monday, April 1, 2024 4:18 PM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Re Application ref no. M058404 -Application type LA2003 s.17 Premises licence – New licence application

Dear Sir/Madam

Re Application ref no. [M058404](#)

I write regarding the above application, made on the 7<sup>th</sup> March. I would like my objection to be considered on all 4 criteria listed below.

The licence is applied for is best suited to a club not a village pub. The impact it will have if granted on children, residents and wildlife is detrimental to our lives.

[Protecting children from harm](#)

The local children's park, swings, slides and play equipment (owned and maintained by DBC) and football training ground for Corinthians youth teams is situated at the rear of the car park. **Please see image 1** It used by resident's children and grandchildren, both young and teenagers.

The play area is 7metres from the perimeter of the Boots rear garden which will be used for outdoor events (amplified music to the rear garden) As the licence application is from 8.00am and no food is being offered it is clearly not a family pub as we hoped.

Children will be subject to:

**Broken glass and drug paraphernalia** in the play area and on the football field as the application is to sell alcohol for consumption on and off the premises.

People will be using the park to listen to the live music bringing alcohol and food, As DBC only come to the site once per week, the litter, glass, and drug paraphernalia will be left for up to a week. Drinking in public places is not permitted, who will be policing this?

The Boot are expected to put up a Zero tolerance to drugs, so they will just use the park where the music will be clearly heard. It will just be an extension of the pub garden.

The entrance to the park is either from the Boot car park or from lane. See image 2 & 3 (below).

What films are they going to show, clearly it's a drinking venue, the screen will be visible from children on the swings and teenagers early evening in the park. With such large volume of cars, the entrance to the park will be blocked as we have seen when events have been held there in the past, this

poses a danger to children using the park as they will have to use the pub entrance.

Children should not be subject to adults on a Saturday afternoon that have been drinking since 8am, the owner is in a band, potentially his band will be playing most weekends and nights during the week, this is not an application for the odd event periodically throughout the year. Children will be within earshot of drunken behaviour and at time violent behaviour, the park will no longer be a safe space for the children. It will be left open for parents to leave their children unsupervised in the park whilst they are drinking in the pub, the whole concept of this type of entertainment venue which it will be, is unacceptable and unfair in such a small village and completely out of character for the area.

Users walking past our houses generally being noisy and disruptive. Causing unsettlement and fear when children are at their most anxious in the dark, and sleep disturbance for children for all age children.

### Public nuisance

Historically when the Boot has events, we are subject to noise disturbances, never have events started at 8am and the previous licence was for only 5 outside events a year which had to finish at 9am and 10.30 inside a marquee. The application for drinking for up to 17 hours is without any food available could be viewed as dangerous. We value our peaceful and quiet environment which would be compromised by noise, rowdy/antisocial behaviour, both at the pub garden during opening hours and leaving the pub either by foot or potential drunk driving early hours of the morning. We do not have a taxi service in Chipperfield, Ubers do not come out to Chipperfield, majority of mobile phones do not work so the increased potential for drink driving. The leaving time will take far longer to get enough taxis out to Chipperfield from Hemel or Watford. Kings Langley has a taxi service but only limited cars. Users walking past our houses generally being noisy and disruptive. Causing sleep disturbance for all in the household including children.

We all know a sign asking customers to respect the neighbours isn't going to have any impact on someone that has been drinking for 17 hours.

There will also be the added problem of light pollution from the sensor lighting, we live in an unlit area, this will be harmful to our wildlife and contravene the "The clean neighbourhoods and environments act 2005/6 on several levels. We have foxes, badger, muntjac and red deer specifically in that area of Tower Hill

### Preventing Crime and disorder

As the kitchen has been taken out and there is no provision or intention do food, only light snacks (11pm -1am only) which could include a bag of crisps, this is a recipe for disaster. Drinking from 8am all day on an empty stomach. The emphasis is clearly on a drinking and adult entertainment establishment, it seems the proposed hours come under the laws of a club not a pub. We

will be subject to more alcohol induced crime, vandalism, fouling, littering, disorderly behaviour including drink driving as Chipperfield does not have a local taxi or an area covered by Uber, this is a grave concern as we no longer have a police force in Kings Langley, response times will be lengthy and increased pressure put on the emergency services. A town has the infrastructure in place to accommodate such long drinking hours and repercussions that arise from 17 hour drinking stints.

I have lived in Chipperfield for years, the Boot had always had small family events no more than 5 times a year, which majority of residents and I have attended and welcomed, but this application is unreasonable.





**From:**  
**Sent:** Monday, April 1, 2024 7:19 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Comments: Application number M058404

Hi,

Generally speaking we are fully supportive of the regeneration and re-opening of The Boot and look forward to being regular customers.

We do however object to the following two aspects of the application on the grounds of preventing public nuisance:

1. **Proposed closing times of 01:00 / 00:00** - this seems excessively late for the area (e.g. compared to closing time of The Two Brewers or The Boot, Sarratt which are 23:00 / 22:30) and will bring with it the associated noise of people leaving the area, bottles being emptied etc. late into the night. We would ask for closing times more in keeping with the rest of the local area.
2. **Proposal for outside noise late into the evening/early morning** - namely live music/karaoke/films. Here we would ask for this noise to stop later in the afternoon/early evening before children are needing to sleep.

Again, we are keen to see the pub be successful and attract a variety of customers but want to balance this with the impact on our enjoyment and sleep of young children.



**From:**  
**Sent:** Monday, April 1, 2024 7:31 PM  
**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>  
**Subject:** Licensing Application the Boot Pub M058404

**Licensing Application M058404 in respect of the Chipperfield Boot Pub.**

Dear Ms Knight,

Thank you for your detailed email reply. I note your comments & the intention of the applicant to reduce his application to closure at 23:00 seven days a week. On the basis that he has not yet submitted an amended application as far as I'm aware, I am responding again. I hope I have succeeded in following the guidance that you kindly gave me as to what is relevant to a licensing application.

Firstly, I note that he is requesting several activities to be licensed, some of which do not require a licence. As a result of de-regulation in 2015 (which supported pubs and premises providing entertainment) I note that the applicant would not require a licence for the following.

**Live and Recorded Music – Indoors and Outdoors**

To stage a performance of live music or playing of recorded music as long as the activity takes place between the hours 08.00hrs and 23.00hrs, on premises holding the provision of alcohol for on sales, and the audience is no more than 500 people.

Therefore, I would like to see the removal of the following from the application;  
**Provision of Live Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 and 00:00 and Sunday 23:00 to 00:00.

**Provision of Recorded Music (indoors and outdoors)**, Monday to Saturday between the hours of 23:00 to 01:00 and Sunday between 23:00 to 00:00.

**Entertainment of a similar nature** for the provision of karaoke, open mic nights, again the applicant does not require a licence for such activities and to save confusion, I would argue that this is not required and that the applicant remove the following;

**Provision of entertainment of similar nature (indoors and outdoors)**, Mondays to Saturday 23:00 to 00:00 and Sunday between 23:00 to 00:00.

**Provision of Indoor Sporting Events**, a licence is not required for such activity of a darts tournament, nevertheless the applicant would not require a licence for an event between 08.00 and 23.00 on any day, provided that those present do not exceed 1000.

I would ask that the applicant removes the request for the following;

**Indoor Sporting Events**, Monday to Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00.

**Provision of Films - Indoors and Outdoors**, I would ask that the applicant removes the request for the provision of films between the hours of Monday to

Saturday 23:00 to 01:00 and Sunday 23:00 to 00:00, the applicant has indicated within this application that this provision would be for an audience targeted at elderly visitors and children, I feel that showing of films during the day until 23:00 provides enough flexibility for the licence holder to run events of this nature without disturbing nearby residents.

**Late Night Refreshment - Indoors and outdoors**, I would ask that the applicant remove the request for late night refreshment, a licence is not required to serve hot and cold food and drinks until 23:00hrs, I feel that providing hot and cold food to 23:00hrs would be sufficient enough for customers enjoying any entertainment up until this hour.

**Alcohol – For consumption On and Off the Premises**, I would ask the applicant to reduce the application to the following hours, Monday to Saturday 10:00 until 23:30 and Sundays 10:00 to 23:00, opening hours to allow half an hour for patrons to drink up and vacate the premises quietly and respectfully, opening hours Monday to Saturday 09:00 to 00:00 and Sunday 10:00 to 23:30.

Please also note:

- Entertainment beyond 23:00hrs will generate a level of noise & nuisance from customers using the garden & leaving late at night.
- The increase in noise and the risk of anti-social behaviour in a peaceful village will impact our quiet enjoyment, not to mention an increase in stress to the local residents, particularly the elderly & very young.
- The consumption of alcohol at these events beyond 23:00 can lead to an escalation in incidents of public intoxication, violence and property damage, further escalating the safety of our community.
- Tower Hill is a straight and busy road with a 30mph speed limit, without street lighting and dangerous late at night. Kerb parking will present a danger to both pedestrians & the motorists themselves.
- Associated litter poses a risk to walkers and wildlife.

In addition to our request to reduce the application outlined above, to support the prevention of the licensing objections, & to protect nearby residents and the local community, I would ask that the following conditions are attached to any premises licence granted:

#### **Measures to ensure the Licensees compliance with the Licence**

If granted the licensee has responsibilities to comply with the terms of the licence and to ensure avoidance of harm to the surrounding neighbourhood. These are:

#### **Below are the measures for the Prevention of Public Nuisance**

- The provision of regulated entertainment of live or recorded music shall not be permitted after 23:00 hrs Indoors and outdoors.
- The provision of late-night refreshment shall not be permitted after 23:00 hrs.
- The provision of films shall not be permitted after 23:00 hrs.
- The outside garden area to the rear of the property shall be closed from 22:30hrs and not be used by customers or smoking by staff after this time.

- A designated smoking area shall be identified at the front of the property for customers seeking to smoke at the premises after 22:30.
- Staff shall monitor the smoking area and encourage customers to return swiftly back into the venue.
- Clear legible notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
- The licensee shall maintain and make available for inspection by the police or authorised local authority officers a log of all complaints received from local residents concerning the operation of the premises.
- The Premises Licence Holder shall ensure that no noise shall emanate from the premises nor vibration be transmitted through the structure of the premises, which gives rise to a nuisance.
- Clear legible notices are to be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.
- No deliveries or collections relating to licensable activities at the premises will take place between the hours of 17:00hrs – 10:00hrs of the following day.
- There shall be a dispersal policy commencing thirty minutes prior to closing, consisting of:
  - Lowering tempo and volume of music;
  - Gradually increasing lighting;
  - Announcing availability of soft-drinks and giving details of inhouse taxis; and,
  - House lights to be switched on ten minutes prior to closing of bar.
- The premises licence holder shall take all reasonable steps to ensure that any customers loitering outside the premises disperse quickly and do not congregate.
- Staff shall ensure, as far as reasonably practicable, that patrons in external areas behave in an orderly and neighbourly fashion and with a considerate manner.
- The premises licence holder shall ensure that all staff shall be vigilant in relation to litter issues, routinely checking the premises (Including the car park) during opening hours to ensure they are clean and tidy and to ensure the frontage of the premises and car park is swept at least once each trading day.
- The placing of refuse – such as bottles – into receptacles outside the premises shall not take place between the hours of 17:00hrs – 10:00hrs of the following day.

**Below are the measures for the Prevention of Crime and Disorder**

- Customers will not be permitted to remove from the premises any drinks supplied by the premises (alcoholic or otherwise) in [open or/and sealed] containers.
- No bottles or glass receptacles are permitted to be taken into the external licensed area after 19.00 hours.

- At all times the premises is open to the public a minimum of one member of staff on duty will be able to operate the CCTV system.
- The CCTV shall cover all public areas including entrances and exits.
- The CCTV shall cover all internal and external areas of the premises.
- The CCTV shall be maintained in effective working order, and shall be in operation at all times the premises is open to the public.
- The CCTV shall record clear images permitting the identification of individuals.
- All recordings made by the CCTV system shall be retained and stored in a suitable and secure manner for a minimum of 31 days.
- Evidence of age in the form of photographic identification (ID) shall be requested from any person appearing to those selling or supplying alcohol to be under the age of 25 and who is attempting to buy alcohol. Examples of appropriate ID include a passport, photographic driving licence and the Proof of Age Standards Scheme (PASS) approved age cards.
- Notices shall be placed at the premises' entrance and at all points of sale detailing the restrictions on sales of alcohol to children.
- A record of refusals shall be maintained which documents every instance that a sale of alcohol (and any other age restricted product) is refused on the premises, indicating the date and time the refusal was made, and the member of staff making the refusal.
- All staff who undertake the sale or supply of alcohol shall receive appropriate training in relation to undertaking appropriate age checks on such, before being allowed to sell or supply any alcohol. Refresher training will be carried out at least every six months.
- Records of Staff training, relating to the sale or supply of alcohol, along with any training material used, will be kept and maintained by the Designated Premises Supervisor or the Premises Licence Holder.
- Staff training records shall be available for inspection by authorised officers of the licensing authority, officers of the trading standards service, and officers of the police.

### **In Summary**

We urge you to carefully consider the concerns raised and the potential negative consequences that the granting of such license will have on our community.

**From**

**Sent:** Tuesday, April 2, 2024 8:44 PM

**To:** Licensing Mailbox <Licensing@dacorum.gov.uk>

**Subject:** Application ref no: M058404 New license application

We would like to make the following representation regarding the application for license for The Boot Chipperfield.

Although overall we think it will be great to have life in the historic pub and have many happy memories of social events, we feel the licensing application is too broad and opening times and amount of events should be reduced as are excessive just now. There have been many successful events over the years. However outside events finished by 11 and inside events by 12. They have certainly not been every day or indeed every week.

Opening 7 days a week for 13 hours a day could result in a public nuisance for residents and local people, including a danger to life with drink driving and parking on an already busy road. Noise levels for this amount of time is not showing consideration for residents. The road itself will be noisy with people and cars leaving the premises at all hours.

Basically we think as a courtesy to residents, to reduce possible crimes and unsociable behaviours, the extent of the opening hours and event planning should be reduced in our quiet, rural community.

If this is achieved we will wish them luck and enjoy visiting once more.

Yours faithfully

## **ANNEX E**

### **LOCAL POLICY AND NATIONAL GUIDANCE**

#### **LOCAL POLICY**

Licensing objectives:

5.3. The Licensing Authority expects applicants to address the licensing objectives within their operating schedules, having regard to the nature of the premises, the licensable activities to be provided, operational procedures, the nature of the location and the needs of local communities. The operating schedule should contain sufficient information to enable the Licensing Authority, responsible authorities and other persons who may be affected by the operation of a licensed premises to assess whether the steps which will be taken to promote the licensing objectives are sufficient to negate any potential adverse impact.

Applications:

9.1. Every matter requiring determination by the Licensing Authority will be considered on its individual merits, and in doing so the authority shall have regard to this Statement, the Guidance, and the need to promote the licensing objectives. Where applicable, an evidentiary hearing will be conducted prior to the determination of the matter, in full accordance with Regulations made under the Act.

Licensing hours:

10.3. Licensing hours should not inhibit the development of a thriving and safe evening and night time economy. This is important for investment, local employment, tourism and local services associated with the night time economy. Providing consumers with greater choice and flexibility is an important consideration, but should always be balanced carefully against the duty to promote the licensing objectives and the interests of local residents.

10.4. The Licensing Authority expects that issues relating to licensing hours, and in particular measures to limit the potential for nuisance or disorder arising from later hours of trading, will be addressed by the applicant in their operating schedule.

10.5. In addition to their licensable activities, applicants are also expected to set out the proposed opening hours of their premises within their operating schedule. The Licensing Authority expects these times to be provided for all premises which may be accessed by members of the public, as these will inform the authority, responsible authorities and other persons of the full extent of the operation of the premises, and allow all parties to consider the application and the effect on the licensing objectives fully. The hours given should include all times when the premises may trade to the public (whether licensable activities are being provided or not), when individuals may be present on the premises.

10.6. At premises licensed to supply alcohol for consumption on the premises, the Licensing Authority encourages the inclusion of a 'cooling-off' or 'drinking-up' period between the terminal hour for supplies of alcohol, and the end of other licensable activities, typically of around 20 to 30 minutes. Inclusion of such a measure will ensure patrons have the opportunity to finish their drinks and gather their belongings prior to leaving the premises. This should be indicated within the timings given in the

operating schedule for supplies of alcohol and opening hours. Where music is being played, applicants may also wish to consider a slower tempo of music within this period.

10.8. The Licensing Authority will deal with the issue of licensing hours on the individual merits of each application. However, when issuing a licence, stricter conditions are more likely to be considered appropriate for the promotion of the public nuisance objective in the case of premises that are situated in predominantly residential areas.

Licensing conditions:

11.1. The Licensing Authority will seek to avoid imposing disproportionate conditions on premises. It will only impose conditions that it considers appropriate in order to promote the licensing objectives, and which are in themselves reasonable and proportionate.

11.2. Additionally, we will seek to ensure that conditions only pertain to matters which are within the direct control or the sphere of influence of the licence-holder, generally this will mean within the premises, or in the nearby vicinity

11.3. When we set conditions, we will follow the SMART methodology, and aim to ensure that the conditions are:

- Specific – directly related to the premises and the licensable activities carried on; the condition clearly and unambiguously states what is required of the licence-holder;
- Measurable – that it is possible to confirm whether the condition is being satisfied; if compliance cannot be readily verified, it is likely that a court will rule a condition is unenforceable;
- Achievable – that the licence-holder is able to satisfy the measures required to comply with the requirement: it is not something which is outside his control;
- Reasonable – that the condition does not place unachievable, disproportionate or unrealistic requirements on the licence-holder;
- Time-bound – where appropriate (for example, if substantial new equipment will have to be purchased and installed) a time period will be stated for the licence-holder to achieve
- compliance with the requirement.

11.5. Lengthy lists of licence conditions are not viewed as particularly desirable, as they make it difficult for licence-holders and regulators alike to readily verify compliance with the licence. Where the authority is of the opinion that a substantial number of conditions are needed, consideration should be given firstly to whether the applicant is a suitable person to hold a licence, given that the effect of the numerous conditions will be to micromanage his business. In such circumstances, the authority must consider whether refusal of a licence would be a more appropriate decision to take.

## **NATIONAL GUIDANCE**

### **Licence conditions – general principles**

1.16 Conditions on a premises licence or club premises certificate are important in setting the parameters within which premises can lawfully operate. The use of wording such as “must”, “shall” and “will” is encouraged. Licence conditions:

- must be appropriate for the promotion of the licensing objectives;
- must be precise and enforceable;
- must be unambiguous and clear in what they intend to achieve;
- should not duplicate other statutory requirements or other duties or responsibilities placed on the employer by other legislation;
- must be tailored to the individual type, location and characteristics of the premises and events concerned;
- should not be standardised and may be unlawful when it cannot be demonstrated that they are appropriate for the promotion of the licensing objectives in an individual case;
- should not replicate offences set out in the 2003 Act or other legislation;
- should be proportionate, justifiable and be capable of being met;
- cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff, but may impact on the behaviour of customers in the immediate vicinity of the premises or as they enter or leave; and
- should be written in a prescriptive format.

### **Each application on its own merits**

1.17 Each application must be considered on its own merits and in accordance with the licensing authority’s statement of licensing policy; for example, if the application falls within the scope of a cumulative impact policy. Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in an individual case.

### **Public Nuisance**

2.21 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises

2.26 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

### **Beer gardens or other outdoor spaces**

16.42 Beer gardens are often included as part of a premises licence or club premises certificate. Live amplified music that takes place in a beer garden is exempt from licensing requirements, provided the beer garden is included in the licence or certificate applying to the relevant licensed premises, and the performance takes



place between 08.00 and 23.00 on the same day before an audience of 500 people or fewer.

### **Determining actions that are appropriate for the promotion of the licensing objectives**

9.42 Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis. They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

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.

### **Regulated entertainment**

#### **Types of regulated entertainment**

16.1 Schedule 1 to the 2003 Act sets out what activities are regarded as the provision of regulated entertainment and when they are licensable and those activities which are not and therefore exempt from the regulated entertainment regime. Changes to regulated entertainment took effect on 6 April 2015.

16.2 The descriptions of entertainment activities licensable under the 2003 Act are:

- a performance of a play;
- an exhibition of a film;
- an indoor sporting event;
- a boxing or wrestling entertainment;
- a performance of live music;
- any playing of recorded music;
- a performance of dance; and
- entertainment of a similar description to a performance of live music, any playing of recorded music or a performance of dance.

16.3 To be licensable, one or more of these activities needs to be provided for the purpose (at least partly) of entertaining an audience; has to be held on premises made available for the purpose of enabling that activity; and must also either:

- take place in the presence of a public audience, or
- be provided exclusively for the members of a club or for the club members and their guests, or

#### **Overview of circumstances in which entertainment activities are not licensable**

16.6. As a result of deregulatory changes that have amended the 2003 Act, no licence is required for the following activities:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Indoor sporting events: no licence is required for an event between 08.00 and 23.00 on any day, provided that those present do not exceed 1000.
- 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.
- 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.

### **Live music**

16.26 Live music is licensable:

- where a performance of live music – whether amplified or unamplified – takes place before 08.00 or after 23.00 on any day;
- where a performance of amplified live music takes place at a time when the relevant licensed premises are not open for the purposes of being used for the sale or supply of alcohol for consumption on the premises;
- where a performance of amplified live music takes place at relevant licensed premises, or workplaces, in the presence of an audience of more than 500 people; or
- where a licensing authority intentionally removes the effect of the deregulation provided for by the 2003 Act when imposing a condition on a premises licence or club premises certificate as a result of a licence review.