

**REPORT ON APPLICATION FROM THE HOP
POLE AYLESBURY UNDER THE LICENSING
ACT 2003 FOR CONVERSION AND VARIATION
OF PREMISES LICENCE**

1. THE APPLICATION

Applicant(s): Mark Stevens & Philip Stevens Vale Brewery CO

Premises: The Hop Pole, 83 Bicester Road, Aylesbury, HP19 9AZ

1.1 Conversion Application

No representations have been received from Thames Valley Police in respect to this application to convert the existing permissions to a Premises Licence. Therefore in accordance with the transitional provisions of the Licensing Act 2003 the application to convert the existing permissions has been granted under delegated powers subject to any existing statutory restrictions and conditions and any other conditions which currently apply.

Attached as Appendix 1 is a copy of the completed application form, the designated premises supervisor consent form and a copy of the justices' licence. A plan of the premises will be made available at the Sub-Committee hearing.

1.2 Variation application

The application is for the variation of the Premises Licence during the transitional period under Schedule 8, paragraph 7 (1)(b) of the Act. The detail in respect to the hours and activities applied for are set out in the application form, Part B, section A to P. However the terms of the application are significantly different after an initial representation by Environmental Health. The amended terms of the application are set out in a letter from Environmental Health attached as Appendix 3.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see appendix 1, Part Q of application form).

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Environmental Health – No representation

Thames Valley Police – No representation

Bucks Fire and Rescue – No representation

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Interested Parties

During the consultation period 2 representations were received from interested parties. These are attached as Appendix 2.

3. NOTICE OF HEARING AND RESPONSES

All parties were served Notices of Hearing on receipt of the representation along with the document, 'Licensing Act 2003 – The Procedure to be followed at Hearings'. The parties have therefore been notified of the consequences of failing to attend.

No further submissions have been received to date following service of the Notice of Hearing. Members will be notified of any further responses at the hearing.

4. GENERAL INFORMATION

The general information Members need to have regard to when determining applications made under the Licensing Act 2003 is set out in a separate document which is attached to the Agenda under cover of which this report has been published.

5 ISSUES RAISED BY THE APPLICATION

The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

To assist Members and the parties further, The Licensing Services Manager will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083

Ps-lsc-hst-Hop Pole
Licact20102005

APPENDIX 1

Please tick Y Yes

- I have made or enclosed payment of the fee
- I have enclosed my existing licence(s) or a certified copy of each licence
- I have enclosed a plan of the premises
- I have sent copies of this application to the chief officer of police (please read guidance note 3)
- I have enclosed the consent form completed by the proposed premises supervisor, if relevant
- I have enclosed the consent of the justices' licence holder to my application, if relevant
- I understand that if I do not comply with the above requirements my application will be rejected

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

Part A4 – Signatures (please read guidance note 4)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 5). If signing on behalf of the applicant please state in what capacity.

Signature

[Handwritten Signature]

Date

20/1/15

Capacity

Joint Premises Supervisor Licensee and Member of VML Authority

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 6). If signing on behalf of the applicant please state in what capacity.

Signature

[Handwritten Signature]

Date

20/1/15

Capacity

Joint Premises Supervisor Licensee and Member of VML Authority

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 7)	
<i>MIKE STOVEN The VML Authority Harrow Road Harrow-on-the-Hill, Middlesex</i>	
Post town	Post code
<i>Harrow</i>	<i>HA1 3AL</i>
Telephone number	
<i>0181 6000000</i>	
E-mail address (optional)	
<i>mls@vml.gov.uk</i>	

IF YOU WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S) UNDER SECTION 34 OR 37 OF THE LICENSING ACT 2003, NOW COMPLETE PART B OF THIS FORM.

IF YOU DO NOT WISH TO APPLY SIMULTANEOUSLY FOR A VARIATION OF THE PREMISES LICENCE IF IT IS CONVERTED FROM YOUR EXISTING LICENCE(S), YOU SHOULD LEAVE PART B BLANK.

PART B - Application to vary a premises licence under the Licensing Act 2003

I/¹We ^{THOMAS STEVENS}~~MARK STEVENS~~..... being the proposed premises licence holder of an
[Insert name of applicant]
existing licence to be converted under the terms of Schedule 8 to the Licensing Act
2003 apply to vary it under section 34/section 37 of the Licensing Act 2003 (delete as
applicable) for the premises described in Part A above.

Part B1 - Variation

Do you want the proposed variation to have effect from the second appointed day? Please tick Y

If not when do you want the variation to take effect from

Day	Month	Year

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

Please describe briefly the nature of the proposed variation. (Please read guidance note 8)

*PREMISES OPENING HOURS TO BE VARIED TO OPEN AT 8 AM
AND CLOSE AT 23PM DAILY SUBJECT TO DEMAND.
THIS COVERS BANK HOLIDAYS AND SPECIAL OCCASIONS.*

Part B2 - Operating Schedule

Please complete those parts of the operating schedule which would be subject to change if this application to vary were successful.

What licensable activities do you now intend to conduct on the premises and/or at what varied times do you intend to conduct them ?

(please see section 1 of the Licensing Act 2003 and Schedule 1 to the Licensing Act 2003)

Please tick Y Yes

Provision of regulated entertainment

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

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

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

Sale by retail of alcohol (if ticking yes, fill in box M)

Please complete Part B3 on this form.

A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 10)	Both	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick [Y](please read guidance note 9)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			Please give further details here (please read guidance note 10)		
Tue					
Wed			State any seasonal variations for the exhibition of films (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			Please give further details (please read guidance note 10)
Day	Start	Finish	
Mon			
Tue			
Wed			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 12)
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainment Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [Y](please read guidance note 9)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed				State any seasonal variations for boxing or wrestling entertainment (please read guidance note 11)		
Thur						
Fri						
Sat				Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun						

E

Live music Standard days and timings (please read guidance note 8)			Will the performance of live music take place indoors or outdoors or both – please tick [Y](please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	1200	0200	Please give further details here (please read guidance note 10) AS A RETAILER PLUS WE WOULD LIKE THE FACILITY TO ALLOW SPONTANEOUS LIVE MUSIC	Both	
Tue	1200	0200			
Wed	1200	0200	State any seasonal variations for the performance of live music (please read guidance note 11)		
Thur	1200	0200			
Fri	1200	0200			
Sat	1200	0200	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun	1200	0200			

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	1200	0200	Please give further details here (please read guidance note 10) BACKGROUND MUSIC SYSTEM IS FITTED WITH CONTROLS BEHIND BAR.	Both	<input type="checkbox"/>
Tue	1200	0200			
Wed	1200	0200	State any seasonal variations for playing recorded music (please read guidance note 11)		
Thur	1200	0200			
Fri	1200	0200	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat	1200	0200			
Sun	1200	0200			

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 10)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 11)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors
				Outdoors
Mon			Please give further details here (please read guidance note 10)	Both
Tue				
Wed				
Thur				
Fri				
Sat				
Sun				
			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 11)	
			Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 12)	

Provision of facilities for making music Standard days and timings (please read guidance note 8)			Please give a description of the facilities for making music you will be providing	
			IT IS INTENDED TO SITE A PIANO IN THE BACK BAR	
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 9)	Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 10)	
Mon	1200	0200	THE PIANO WILL BE AVAILABLE FOR PLAYING BY CUSTOMERS FOR THEIR ENTERTAINMENT UNDER 2 IN A BAR RULE	
Tue	1200	0200		
Wed	1200	0200	State any seasonal variations for the provision of facilities for making music (please read guidance note 11)	
Thur	1200	0200		
Fri	1200	0200	Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)	
Sat	1200	0200		
Sun	1200	0200		

Provision of facilities for dancing Standard days and timings (please read guidance note 8)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 9)	
				Indoors <input type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 10)	
Mon				
Tue				
			State any seasonal variations for providing dancing facilities (please read guidance note 11)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 12)	
Sat				
Sun				

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment facility you will be providing			
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y]. (please read guidance note 9)	Indoor		
				Outdoor		
Mon			Please give further details here (please read guidance note 10)	Both		
Tue						
Wed						
Thur				State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within I or J (please read guidance note 11)		
Fri						
Sat				Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 12)		
Sun						

L

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 9)		Indoors	
Day	Start	Finish	Please give further details here (please read guidance note 10)	Outdoors		
Mon				Both		
Tue				State any seasonal variations for the provision of late night refreshment (please read guidance note 11)		
Wed						
Thur				Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 12)		
Fri						
Sat						
Sun						

M

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption (Please tick box Y) (please read guidance note 13)	On the premises		
Day	Start	Finish		Off the premises		
Mon	0800	0200	State any seasonal variations for the supply of alcohol (please read guidance note 11)	Both		
Tue	0800	0200				
Wed	0800	0200				
Thur	0800	0200		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 12)		
Fri	0800	0200				
Sat	0800	0200				
Sun	0800	0200				

IN ALL CASES PLEASE COMPLETE BOXES N, O, P and Q below

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 14)

NONE

O

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 11)
Day	Start	Finish	
Mon	0800	0230	
Tue	0800	0230	
Wed	0800	0230	
Thur	0800	0230	
Fri	0800	0230	
Sat	0800	0230	
Sun	0800	0230	

Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 12)

P

Please identify any of the conditions, terms or restrictions currently imposed on the converted licence which you believe could be removed as a consequence of the proposed variation you are seeking

NONE

Q Please describe any additional steps that you intend to take in order to promote the four licensing objectives if the proposed variation is granted:

a) General – all four licensing objectives (b, c, d, e) (please read guidance note 15)

PLEASE REFER TO SECTION ON PAGE 6
THIS OUTLINES OUR INTENTION TO PROMOTE THE FOUR LICENSING OBJECTIVES

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

Part B3 – Premises Supervisor

Full name of proposed designated premises supervisor

MURKIN AMOTHY STEVEN
ANDREW
BIRMINGHAM

Address of proposed designated premises supervisor

VASE BREWERY CO.
TRAME ROAD
HADDENHAM
GULKS HP17 8BN

1000
1000
1000
1000
1000

Personal licence number of proposed designated premises supervisor, if any, and issuing authority of the personal licence, if applicable

Please tick ✓ Yes

- I enclose the consent form completed by the proposed premises supervisor
- I will give a copy of Part B3 of this application to the chief officer of police (section 37 of the Licensing Act 2003)
- I have sent copies of this application to vary (except Part B3) to responsible authorities and others where applicable (section 34 of the Licensing Act 2003)
- I understand that I must now advertise my application to vary (section 34 of the Licensing Act 2003)
- I understand that if I do not comply with the above requirements my application will be rejected

Part B4 – Signatures (please read guidance note 16)

Signature of applicant (the proposed current premises licence holder) or applicant's solicitor or other duly authorised agent. (See guidance note 17) If signing on behalf of the applicant please state in what capacity.

Signature

Date

27/7/05

Capacity

LICENSEE / FREEHOLDER AND PARTNER OF VINE BREWERY CO

Where the premises licence is jointly held signature of 2nd applicant (the proposed current premises licence holder) or 2nd applicant's solicitor or other authorised agent. (please read guidance note 18) If signing on behalf of the applicant please state in what capacity.

Signature

Date

27/7/05

Capacity

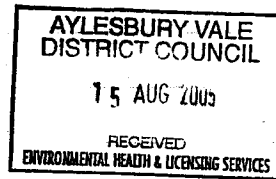
FREEHOLDER AND PARTNER OF VINE BREWERY CO

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 19)	
Post town	Post code

Notes for Guidance

PART A

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which would be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you provide a place for consumption of these off-supplies you must include a description of where the place is and its proximity to the premises.
2. Where the conditions to which your existing licence(s) is granted do not relate solely to any one of the four licensing objectives, please describe such conditions in the general box.
3. The law requires you to send a mandatory copy of this application to the chief officer of police for that area at the same time as sending to the relevant licensing authority.
4. The application form must be signed.



69 Bicester Rd
 Aylesbury
 Bucks
 HP19 9AZ
 11th August 2005

Licensing Services Manager
 66 High St
 Aylesbury
 Bucks
 HP20 1SD

I am writing to object to the application entered by the licensee of the Hop Pole, 83 Bicester Rd, Aylesbury, Bucks HP19 9AZ to serve alcohol between the hours of 0800 and 0230.

This application, not exactly on public display, as it is tucked in the corner of a window facing in to Southern Rd and not able to be seen by passers by and residents of Bicester Rd. How the Hop Pole can justify the hours applied for when it is not licensed for live music, as it was and has no car parking facilities. I assume that customers leaving on foot will, as used to happen regularly, leave glasses, bottles and worse in the residents front gardens and hedges.

As the houses on either side of the Hop Pole have occupants varying in age from pensioners to babies these late hours can only be a definite inconvenience. Added to that, the floodlights, facing out across Southern Rd light up the back gardens and bedrooms of the houses opposite.

Your faith fully
 Ian McColl

B17

(IAN MCCOLL)

AYLESBURY VALE
DISTRICT COUNCIL
15 AUG 2005
RECEIVED
ENVIRONMENTAL HEALTH & LICENSING SERVICES

John Deakin 2005
7-10-05
Purton
11-10-05
15th August 05

Dear Sir/Madam,

I am writing to object to the application by the Hop Pole, 83 Purton Road, to change its opening hours to close on - 02:30 am.

The Hop Pole has recently re-surfaced and has floodlight cover the side of the building (Southern Road) which faces our gardens and makes it like daylight. A lot of people, children, babies and elderly people sleep at the back of the houses, so this would be unacceptable if these lights would be on until 2:30 am.

some cars parked on a footpath
and as the basket road is
part of the residents parking
scheme it means that people
driving to the pub during
the day will start using
our parking spaces. As we
have to pay £25 per car
per year this would make
the permits not worth the
paper they're written on.

The noise level from
the pub would also be of
concern. Caters never leave
quietly and also have
previously left glasses, bottles
and piles of silt outside
people's gardens and in their
kitchens.

My final concern is
that road works let our
children see outside the
curb. That will have to
be able to do it and then

that the noise and the
getting in contact with
all the noise coming
the pub

And if the pub is going to
be open all these hours it
means that there will
never be a time when there
won't be people, cars etc
coming and going from
the pub, surely the
residents who live here
and pay their council
taxes deserve some
thought and consideration
because this could be
a detrimental effect on all
our lives

Yours faithfully

J. Larkin.