

**REPORT ON APPLICATION FROM NELSON
STREET, 53-54 NELSON STREET
BUCKINGHAM UNDER THE LICENSING ACT
2003 FOR A PREMISES LICENCE TO BE
GRANTED**

1. THE APPLICATION

Applicant(s): Louis Kitchens LTD

Premises: Nelson Street, 53-54 Nelson Street, Buckingham, MK18 1BT

1.1 New Application

The application is for a new Premises Licence under section 17 of the Act. The detail in respect to the hours and activities applied for are set out in the application form, attached as appendix 1.

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

In an effort to clarify the proposed permissions these are set out in Appendix 2. A location plan is attached as Appendix 6.

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Thames Valley Police – Submitted a representation during the consultation period, a copy of the representation is attached as Appendix 3. The applicant and Thames Valley Police have subsequently agreed the conditions attached as Appendix 3.

Environmental Health – A representation from Environmental Health was received during the consultation period. The applicant and the District Environmental Health Officer have subsequently agreed the conditions attached as Appendix 4.

Bucks Fire and Rescue – No representation

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Interested Parties

We received fifteen representations during the consultation period from interested parties. This is attached as Appendix 5.

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

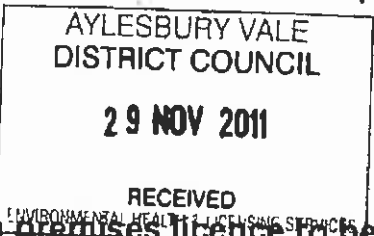
The issues raised by the application are for the Sub-Committee to determine having regard to all the relevant considerations. Whatever, the Sub-Committee decides, it must give reasons.

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
Names of Background documents

£190.00 Banked
29.11.11



Aylesbury Vale District Council

Form LA04 (01/11)

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/We ~~XXXXXX~~ Louis Kitchens LTD
(Insert name(s) of applicant)

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

Part 1 - Premises Details

| | | | |
|---|------------|-----------|----------|
| Postal address of premises or, if none, ordnance survey map reference or description | | | |
| 53 54 NELSON STREET BUCKINGHAM <u>NELSON STREET</u> BUCKINGHAM BUCKS | | | |
| Post town | BUCKINGHAM | Post code | MK18 1BT |

| | |
|---|-----------|
| Telephone number at premises (if any) | |
| Non-domestic rateable value of premises | £ 140,000 |

Part 2 - Applicant Details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)

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

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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


| | |
|---------------------------|--|
| E-mail address (optional) | |
|---------------------------|--|

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

| | |
|--------------------------------------|--|
| Name | XXXXX XXXXXXX Louis Kiechen LTD |
| Address |  |
| Registered number (where applicable) | 07853342 |

| | |
|---|---------------|
| Description of applicant (for example, partnership, company, unincorporated association etc.) | |
| LTD COMPANY | |
| Telephone number (if any) | [REDACTED] |
| E-mail address (optional) | SW [REDACTED] |

Part 3 Operating Schedule

When do you want the premises licence to start?

| | | |
|---------|-------|---------|
| Day | Month | Year |
| □ □ □ □ | □ □ | □ □ □ □ |

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

| | | |
|---------|-------|---------|
| Day | Month | Year |
| □ □ □ □ | □ □ | □ □ □ □ |

Please give a general description of the premises (please read guidance note1)

THE PREMISES WILL HAVE A KITCHEN WITH ONE EXIT, A FEMALE/DISABLED TOILET, A MALE TOILET AND A BABY CHANGE AREA. IT WILL HAVE A FIXED BAR AND WILL SEAT APROX 50 COVERS. THERE WILL BE A FIRE EXIT AT THE FRONT & BACK OF THE BUILDING. THE RESTAURANT WILL SERVE ALCOHOL & FOOD TO THE PUBLIC AND PLAY MUSIC.

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

| |
|-----|
| N/A |
|-----|

What licensable activities do you intend to carry on from the premises? ALCOHOL & MUSIC

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

Provision of regulated entertainment

Please tick yes

- 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) N/A
- 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) N/A

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

In all cases complete boxes N, O and P

A

| | | | | | |
|---|--------------|---------------|--|----------|--------------------------|
| Plays Standard days and timings (please read guidance note 6) | | | Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 3) | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for performing plays (please read guidance note 4) | | |
| 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 5) | | |
| Sat | | | | | |
| Sun | | | | | |

B

| | | | | | |
|---|--------------|---------------|---|----------|--------------------------|
| Films Standard days and timings (please read guidance note 6) | | | Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 3) | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for the exhibition of films (please read guidance note 4) | | |

| | | | |
|------|--|--|--|
| Thur | | | <p>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 5)</p> |
| Fri | | | |
| Sat | | | |
| Sun | | | |

C

| | | | |
|--|--------------|---------------|---|
| <p>Indoor sporting events Standard days and timings (please read guidance note 6)</p> | | | <p>Please give further details (please read guidance note 3)</p> |
| Day | Start | Finish | |
| Mon | | | <p>State any seasonal variations for indoor sporting events (please read guidance note 4)</p> |
| Tue | | | |
| Wed | | | |
| Thur | | | |
| Fri | | | <p>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 5)</p> |
| Sat | | | |
| Sun | | | |
| | | | |

D

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|--|--------------|---------------|---|----------|--------------------------|
| Boxing or wrestling entertainments Standard days and timings (please read guidance note 6) | | | Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | | | Please give further details here (please read guidance note 3) | | |
| Tue | | | | | |
| Wed | | | State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4) | | |
| Thur | | | | | |
| Fri | | | 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 5) | | |
| Sat | | | | | |
| Sun | | | | | |
| | | | | | |

E

| | | | | | |
|--|--------------|---------------|--|----------|-------------------------------------|
| Live music Standard days and timings (please read guidance note 6) | | | Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input checked="" type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | 08.00 | 23.00 | Please give further details here (please read guidance note 3) | | |
| Tue | 08.00 | 23.00 | | | |
| Wed | 08.00 | 23.00 | State any seasonal variations for the performance of live music (please read guidance note 4) | | |

| | | | |
|------|-------|-------|--|
| Thur | 08.00 | 23.00 | <p>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)</p> |
| Fri | 08.00 | 23.00 | |
| Sal | 08.00 | 23.00 | |
| Sun | 08.00 | 23.00 | |

F

| Recorded music Standard days and timings (please read guidance note 6) | | | Will the playing of recorded music take place indoors or outdoors or both - please tick (please read guidance note 2) | Indoors | <input checked="" type="checkbox"/> |
|--|-------|--------|--|----------|-------------------------------------|
| Day | Start | Finish | | Outdoors | <input checked="" type="checkbox"/> |
| Mon | 08.00 | 23.00 | <p>Please give further details here (please read guidance note 3) WILL BE PLAYED TO CUSTOMER WHILE THEY EAT & DRINK. WILL BE PLAYED EVERYDAY - NOT VERY LOUD</p> | Both | <input checked="" type="checkbox"/> |
| Tue | 08.00 | 23.00 | | | |
| Wed | 08.00 | 23.00 | <p>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)</p> | | |
| Thur | 08.00 | 23.00 | | | |
| Fri | 08.00 | 23.00 | | | |
| Sal | 08.00 | 23.00 | | | |
| Sun | 08.00 | 23.00 | | | |

G

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|---|--------------|---------------|--|----------|--------------------------|--|--|--|
| Performances of dance Standard days and timings (please read guidance note 6) | | | Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> | | | |
| | | | | Outdoors | <input type="checkbox"/> | | | |
| | | | | Both | <input type="checkbox"/> | | | |
| Day | Start | Finish | Please give further details here (please read guidance note 3) | | | | | |
| Mon | | | | | | | | |
| Tue | | | | | | | | |
| Wed | | | | | | State any seasonal variations for the performance of dance (please read guidance note 4) | | |
| Thur | | | | | | | | |
| Fri | | | | | | Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) | | |
| Sat | | | | | | | | |
| Sun | | | | | | | | |

H

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|--|--------------|---------------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6) | | | 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 (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| Mon | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | | | Please give further details here (please read guidance note 2) | | |

| | | | |
|------|--|--|---|
| | | | 3) |
| Wed | | | |
| Thur | | | State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) |
| Fri | | | |
| Sat | | | Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) |
| Sun | | | |

| | | | | |
|--|--------------|---------------|---|--------------------------|
| Provision of facilities for making music Standard days and timings (please read guidance note 6) | | | Please give a description of the facilities for making music you will be providing | |
| | | | Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2) | |
| Day | Start | Finish | Indoors | <input type="checkbox"/> |
| | | | Outdoors | <input type="checkbox"/> |
| | | | Both | <input type="checkbox"/> |
| Mon | | | Please give further details here (please read guidance note 3) | |
| Tue | | | | |
| Wed | | | State any seasonal variations for the provision of facilities for making music (please read guidance note 4) | |
| Thur | | | | |

| | | | |
|-----|--|--|---|
| Fri | | | <u>Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) |
| Sat | | | |
| Sun | | | |

J

| | | | | |
|---|--------------|---------------|--|--|
| Provision of facilities for dancing Standard days and timings (please read guidance note 6) | | | <u>Will the facilities for dancing be indoors or outdoors or both – please tick</u> (see guidance note 2) | Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input type="checkbox"/> |
| | | | <u>Please give a description of the facilities for dancing you will be providing</u> | |
| Day | Start | Finish | <u>Please give further details here</u> (please read guidance note 3) | |
| Mon | | | | |
| Tue | | | | |
| Wed | | | <u>State any seasonal variations for providing dancing facilities</u> (please read guidance note 4) | |
| Thur | | | | |
| Fri | | | <u>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</u> (please read guidance note 5) | |
| 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 6) | | | <u>Please give a description of the type of entertainment facility you will be providing</u> | | |
| Day | Start | Finish | <u>Will the entertainment facility be indoors or outdoors or both – please tick</u> (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| Mon | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | | | <u>Please give further details here</u> (please read guidance note 3) | | |
| Wed | | | | | |
| Thur | | | <u>State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within i or j</u> (please read guidance note 4) | | |
| Fri | | | | | |
| Sat | | | <u>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</u> (please read guidance note 5) | | |
| Sun | | | | | |

L

| | | | | |
|--|-------|--------|--|--|
| Late night refreshment Standard days and timings (please read guidance note 6) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors <input type="checkbox"/> |
| | | | | Outdoors <input type="checkbox"/> |
| Day | Start | Finish | | Both <input checked="" type="checkbox"/> |
| Mon | 08.00 | 23.00 | Please give further details here (please read guidance note 3) SERVING DRINKS UNTIL 11PM FROM THE BAR AND AT DINING TABLES | |
| Tue | 08.00 | 23.00 | | |
| Wed | 08.00 | 23.00 | State any seasonal variations for the provision of late night refreshment (please read guidance note 4) | |
| Thur | 08.00 | 23.00 | | |
| Fri | 08.00 | 23.00 | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) | |
| Sat | 08.00 | 23.00 | | |
| Sun | 08.00 | 23.00 | | |

M

| | | | | |
|---|-------|--------|--|---|
| Supply of alcohol Standard days and timings (please read guidance note 6) | | | Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7) | On the premises <input type="checkbox"/> |
| | | | | Off the premises <input type="checkbox"/> |
| Day | Start | Finish | | Both <input checked="" type="checkbox"/> |
| Mon | 08.00 | 23.00 | State any seasonal variations for the supply of alcohol (please read guidance note 4) | |
| Tue | 08.00 | 23.00 | | |
| Wed | 08.00 | 23.00 | | |

| | | | |
|------|-------|-------|---|
| Thur | 08.00 | 23.00 | Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) |
| Fri | 08.00 | 23.00 | |
| Sat | 08.00 | 23.00 | |
| Sun | 08.00 | 23.00 | |

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

| | |
|---|--------------|
| Name | LOUIS MYHILL |
| Address | [REDACTED] |
| Postcode | [REDACTED] |
| Personal Licence number (if known) | |
| Issuing licensing authority (if known) | |

N

| |
|--|
| <p>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 8)</p> |
|--|

O

| | | | |
|--|-------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | 09.00 | 23.00 | |
| Tue | 09.00 | 23.00 | |
| Wed | 09.00 | 23.00 | |
| Thur | 09.00 | 23.00 | |
| Fri | 09.00 | 23.00 | |
| Sat | 09.00 | 23.00 | |
| Sun | 09.00 | 23.00 | Non standard timings: Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) |

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

I PLAN TO WORK WITH THE OTHER PUBS AND RESTAURANTS TO JOIN PUB WATCH AND TO BE AWARE OF THE LOCAL CRIMINALS & TROUBLE MAKERS AND TO TAKE PART IN COMMUNITY ISSUES

b) The prevention of crime and disorder

c) Public safety

I WILL MAKE SURE ALL THE FIRE EXITS ARE CLEAR AT ALL TIMES, PROVIDE FIRE EXTINGUISHERS IN KITCHEN AND RESTAURANT, COMPLY WITH LOCAL RESPONSIBLE AUTHORITIES, CLEARLY INDICATE MEANS OF ESCAPE, PROVIDE DISABLED WC, COMPLY WITH ALL RELEVANT REGULATIONS RE: FIRE, ENVIRONMENT, HEALTH & SAFETY.

d) The prevention of public nuisance

NOT TO SERVE PEOPLE I FEEL ARE DRUNK OR UNDER AGE.
STRICTLY COMPLY TO LICENCING HOURS
MAKE SURE MUSIC IS NOT TOO LOUD.

e) The protection of children from harm

ENSURE CHILDREN UNDER SIXTEEN ARE ACCOMPANIED BY AN ADULT IN THE EVENINGS.
DON'T ALLOW CHILDREN IN THE KITCHEN OR BAR AREA.
DON'T SELL ALCOHOL TO ANYONE UNDER AGE.

Please tick yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities


and others where applicable

- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). If signing on behalf of the applicant please state in what capacity.

| | |
|-----------|--|
| Signature | x  |
| Date | 25.11.11 |
| Capacity | |

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

Post
town

Telep

If you
(opti

Data Protection

AVDC is a Data Controller under the Data Protection Act 1998. We hold information for the purposes specified in our notification to the Information Commissioner and may use this information for any of them. We may receive information about you from other organisations, or we may give information to them. If we do it will only be as the law permits, to check the accuracy of information, to prevent fraud or detect crime, or to protect public funds.

Notes for Guidance

1. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups, the presence of gaming machines.

The application is for the sale of alcohol and the provision of regulated entertainment

| | Sale by retail of alcohol (Both on and off the premises) | | | |
|-----------|--|-----|----------|-------|
| | Existing | | Proposed | |
| | From | To | From | To |
| Monday | N/A | N/A | 08 00 | 23 00 |
| Tuesday | N/A | N/A | 08 00 | 23 00 |
| Wednesday | N/A | N/A | 08 00 | 23 00 |
| Thursday | N/A | N/A | 08 00 | 23 00 |
| Friday | N/A | N/A | 08 00 | 23 00 |
| Saturday | N/A | N/A | 08 00 | 23 00 |
| Sunday | N/A | N/A | 08 00 | 23 00 |
| | | | | |

| | Recorded music | | | |
|-----------|----------------|-----|----------|-------|
| | Existing | | Proposed | |
| | From | To | From | To |
| Monday | N/A | N/A | 08 00 | 23 00 |
| Tuesday | N/A | N/A | 08 00 | 23 00 |
| Wednesday | N/A | N/A | 08 00 | 23 00 |
| Thursday | N/A | N/A | 08 00 | 23 00 |
| Friday | N/A | N/A | 08 00 | 23 00 |
| Saturday | N/A | N/A | 08 00 | 23 00 |
| Sunday | N/A | N/A | 08 00 | 23 00 |
| | | | | |

| | Opening Hours | | | |
|-----------|---------------|-----|----------|-------|
| | Existing | | Proposed | |
| | From | To | From | To |
| Monday | N/A | N/A | 09 00 | 23 00 |
| Tuesday | N/A | N/A | 09 00 | 23 00 |
| Wednesday | N/A | N/A | 09 00 | 23 00 |
| Thursday | N/A | N/A | 09 00 | 23 00 |
| Friday | N/A | N/A | 09 00 | 00 00 |
| Saturday | N/A | N/A | 09 00 | 00 00 |
| Sunday | N/A | N/A | 09 00 | 23 00 |
| | | | | |

Appendix 3

Ashton, Kerryann

From: Hooper Trevor (Licensing) <Trevor.Hooper@thamesvalley.pnn.police.uk>
Sent: 21 December 2011 15:52
To: Ashton, Kerryann
Subject: FW:

KA for your info.

Trevor

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

From: louis myhill [mailto:louiskitchen@hotmail.co.uk]
Sent: 21 December 2011 15:42
To: Hooper Trevor (Licensing)
Subject: RE:

Hi Trevor

I agree to the conditions for the licence

Regards
Louis Myhill

Subject:
Date: Wed, 14 Dec 2011 10:49:20 +0000
From: Trevor.Hooper@thamesvalley.pnn.police.uk
To: louiskitchen@hotmail.co.uk

Good morning Louis,
As promised if you can ok the below then I will forward your reply to AVDC
Licensing.

Conditions for Licence.

Alcohol will only be sold with food order.
Challenge 25 Scheme. Any person who appears to be under 25 proof of age required.
Refusals register. Register to be kept of any refusal made by way of age or alcoholic demeanour.

With regards to CCTV I will review the situation 3 months after the start of your business.

None of the above will be hard to comply with. If you are in agreement then please reply to this email.

Many thanks

Trevor.

Trevor Hooper | Aylesbury & Chiltern Licensing Officer | Telephone **01296 396034** | Internal **711 6034** | Email trevor.hooper@thamesvalley.pnn.police.uk
Address Licensing, Aylesbury Police Station, Wendover Road, Aylesbury, Bucks, HP21 7LA.

The new Crime Prevention Toolkits are now available on the intranet at:

<http://knowzone/kz-prev-homepage.htm>

AYLESBURY VALE DISTRICT COUNCIL
Environmental Health & Licensing



Please ask for: Neil Green
Direct Line: (01296) 585160
Switchboard: (01296) 585858
Minicom Line: (01296) 585055
Email: ngreen@aylesburyvaledc.gov.uk
Our Ref: RQS/11/02379
Your Ref:

16th December 2011

Mr Louis Myhill

Dear Mr Myhill

Application for a premises licence to be granted under the Licensing Act 2003
Louis Kitchen, 53-54 Nelson Street, Buckingham, MK18 1BT

I am writing following my visit to you on the 12th December.

During my visit we discussed some proposed alterations to your premises licence application and the following was agreed;

- 1- There will be no live music at the premises.
Section E – Live Music
- 2- No music to be audible from outside of the premises
Section P(d) – The prevention of public nuisance

If as discussed these amendments to your licence application are agreeable please confirm this in writing by return to:

Environmental Health and Licensing Services
Aylesbury Vale District Council
66 High Street
Aylesbury
Buckinghamshire
HP20 1SD

If you require any further information please do not hesitate to contact me on the above extension.

Yours sincerely

Neil Green
District Environmental Health Officer



Environmental Health & Licensing
PO Box 622 Aylesbury HP20 1ZL
Fax (01296) 585674 DX 4130 Aylesbury
www.aylesburyvaledc.gov.uk
Visitors please call at 66 High Street Aylesbury



Aylesbury Vale District Council
Environmental Health and Licensing Services
66 High Street
Aylesbury
Bucks
HP20 1SD

21 Dec 2011

FAO: Neil Green

Dear Neil

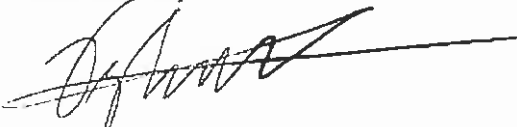
Further to your letter of the 16th Dec I agree that I will make the following amendments to my licence application.

There will be no live music at the premises - Section E - Live Music.

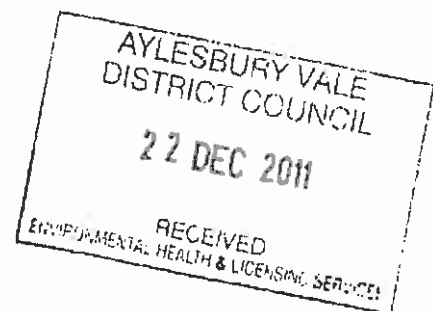
No music will be audible from outside of the premises - Section P(d)- The prevention of public nuisance

I hope this will appease everybody as the live music was only an after thought and it is simply a restaurant that I wish to open.

Yours sincerely



Louis Myhill



A26

Ashton, Kerryann

From: [REDACTED]
Sent: [REDACTED]
To: Licensing Team
Subject: Alcohol Licence application at Nelson Street

Dear Sir/Madam

I am writing to you to oppose the granting of an alcohol, music and food license at Nelson Street [REDACTED] Street which is almost directly opposite the premises applying for the licence. I feel Nelson Street is a quiet residential area and the introduction of a licensed premises would cause lots of noise and increased activity late at night impacting sleep.

A premises selling alcohol would also encourage intoxicated persons making their way home. We currently get a lot of litter dumped in our bush and on our drive late at night and feel this would only increase. We are also worried about vandalism that may result from this.

Nelson Street also has very limited parking, we have problems currently with cars parking in residential spaces as it is. With an establishment like this where would cars park? I feel this would definitely cause more problems. Whilst refurbishment has been going on the workers are already parking outside on double yellow lines.

A licensed alcohol premises would also affect the desirability of the area. If I had known this had been planned it would certainly have put me off moving in to the area and will have a big impact on property value in the area.

I sincerely hope this licence application does not go through and look forward to hearing from you.

Best regards
Andrew White



Licensing
Aylesbury Vale District Council
Customer Service Centre
66 High Street
Aylesbury
Bucks HP20 1SD

11/12/2011

Dear Sirs

Re Licence application Drinks & Music Licence application for 53/54 Nelson Street – ex Holland Electrical

We would like to formally object to the above application on the following grounds:-

The noise from the music in a predominantly residential street which includes young families would be disturbing, especially as the application also includes an outside area which adjoins private gardens.

No 53/54 Nelson Street is in a row of terraced residential dwellings which already experience increasing noise problems from the street from students and drunken revellers. An additional source of late night noise would exacerbate this increasing concern amongst Nelson Street residents. Plus the noise of live or recorded music playing outside in the summer months would impinge on the resident's enjoyment of their own gardens.

It seems that the presence of a number of multi-occupancy properties in Nelson Street has encouraged planners to consider that this is a 'student area' and therefore anything goes.

Yours sincerely



Ashton, Kerryann

From: [REDACTED]
Sent: 11 December 2011 14:12
To: Licensing Team
Subject: 53 - 54 Nelson Street

Dear Sir / Madam

I am contacting you today in regards to the above address applying for a drinks and music licence, Street Buckingham, MK18 1BY. [REDACTED]

This property never displayed a planning notice (normally the yellow notice outside the property) for the change of use of this property as i would have objected to this initial application,

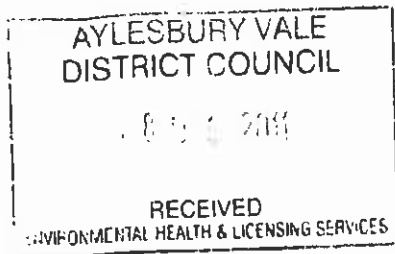
For the property to gain the required licences it would create a significant hazard with additional vehicles trying to park in an area where there is no parking and with the renovation of the Radcliff Center (University of Buckingham) in Church street more vehicles will be trying to park in this area also, additional noise and public disorder will also increase in the area as the residents of Church street already have had to call the police on a number of occasions regarding criminal damage to vehicles by intoxicated persons and also noise from intoxicated persons, this could only increase should this property be given a drinks licence.

As this area is purely residential i can not see the reason for this type of establishment except the the property owner wishes to cash in on the proximity of the university of Buckingham, and as the residents in this area have had many issues with students in the area causing disturbances of noise and intoxicated misbehavior again this could only increase with this type of establishment,

I would object to this property gaining a music licence and drinks licence for the above reasons

Regards,

Matthew Cross



Re proposed licence
at 13, 54 Nelson Street.

Residential area currently.

I protest most strongly! - There is ~~no~~ parking for residence as it is - The only parking available (opposite shops) is minimal & already difficult because of the Indian take-away & shop.

Where are the prospective clients going to park (Double yellow lines along both sides of the road. Premises opening straight onto the pavement & where is the fire exit!

Do we want even more inebriated youths lurching down Nelson St. I have already had my door kicked in & people are always banging on the door as they walk passed.
Please re-consider this application!

Thomas, Karen

From: Licensingcomments@aylesburyvaledc.gov.uk
Sent: 08 December 2011 14:18
To: Licensing Mailbox
Subject: PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

ann kilburn has used the PublicAccess website to submit their comments on a Licensing Application. You have received this message because you are the Case Officer for this application or because this is a designated mailbox for PublicAccess comments submissions.

Comments were submitted at 08/12/2011 14:17:52 from IP 86.134.184.2.

Application Summary

Application Number:
11/01813/LAPRE

Address:
53 - 54 Nelson Street
Buckingham
Buckinghamshire
MK18 1BT

Licence Description:

Case Officer:

Customer Details



Comments

Representation Type:

Objection Type:
Prevention of public nuisance

Comments:

this is a residential area. No parking. totally unsuitable for a venue such as is being proposed. I live a few doors away and have not seen any application for a change of use from shop to restaurant let alone one proposing music and alcohol. Application for music license has just appeared.

PublicAccess for Licensing. (c) CAPS Solutions Ltd.

Ashton, Kerryann

From: Seal, Peter
Sent: 13 December 2011 09:07
To: Ashton, Kerryann
Subject: FW: 53-54 Nelson Street, Buckingham - licensing application

FYI

Peter Seal
Licensing Services Manager

Aylesbury Vale District Council
66 High Street, Aylesbury, Buckinghamshire, HP21 8FN
pseal@aylesburyvaledc.gov.uk or licensing@aylesburyvaledc.gov.uk

Tel: 01296 585083

From: G [REDACTED]
Sent: 13 December 2011 07:52
To: Seal, Peter
Subject: Re: 53-54 Nelson Street, Buckingham - licensing application

Dear Mr Seal,

Thank you for your reply.

It would affect us in two distinct ways

1. Our property is across the road and is lower down the substrate level, this means all noise echoes through our property. Because the building fabric of our property - as is our neighbours - is not constructed so that noise containment is a resistant we suffer from noise levels.

2. My wife and I have to rise at 5.30 am to get ready for work. My wife also suffers from a degenerative disease which causes her to have medical treatment regularly and it also means that disturbance to her sleep can have an immediate impact on her wellbeing.

There are other issues such as restricted parking levels and the possibility of later than 11 pm disbursement of customers due to the premises being a restaurant.

Thanks
Gino Ballantyne

Sent from my iPhone

On 6 Dec 2011, at 11:01, "Seal, Peter" <PSeal@aylesburyvaledc.gov.uk> wrote:

Dear Mr Ballantyne

Thank you for your representation. It is relevant in that it is about the effect on the promotion of the licensable objective relating to public nuisance and as such the application will have to be determined by a Licensing Act Sub-committee. However the committee will be interested as to how you think the granting of a premises licence to the property in Nelson

Street will affect you or any other member of your household. Please feel free to add anything in that respect.

In the meantime I am aware that the police and Environmental Health will be discussing the application further with the applicant next week. If as a result of their meeting the scope of the application changes I will keep you informed.

Many thanks

Peter Seal

Licensing Services Manager

Aylesbury Vale District Council

66 High Street, Aylesbury, Buckinghamshire, HP21 8FN

pseal@aylesburyvaledc.gov.uk or licensing@aylesburyvaledc.gov.uk

Tel: 01296 585083


Sent: 30 November 2011 13:55

To: Licensing Team

Cc: Gino Ballantyne

Subject: 53-54 Nelson Street, Buckingham - licensing application

I would like to object to the licensing application for the property at 53 - 54 Nelson Street for the reasons outlined below;

The property is in a row of cottages which is directly surrounded by families with children varying from under 1 year to 16 years, for instance: of the seven properties directly adjoining and either side of this this property only one is with a family above 16years, all the others are families with younger children.

This is a children at risk situation with constant noise stress as families have to cope with the varying levels of disruption to their sleep patterns.

Many families have a 6 am rising time due to their jobs and delivery of children to school.

The property is open seven days a week from 9 am until 11pm which means that noise is only a constant

The property is in an area which is not suitable for groups to gather outside as the noise cascades through the architectural environment

The property is in an area where noise travels through the substructure and echoes accordingly

The front of the property is only a couple of feet away from a fairly busy road and could cause a nuisance to pedestrians and oncoming traffic

The rear of the garden is in a bowl and noise echoes outwards

There are also many retired couples and professionals living in this area and it is inappropriate to let them constantly have to share other individuals social activities.

I therefore strongly object to this application.

kind regards

MR Gino Ballantyne



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The views expressed within this message are those of the individual sender and not necessarily those of Aylesbury Vale District Council.

The anti-virus software used by Aylesbury Vale District Council is updated regularly in an effort to minimise the possibility of viruses infecting our systems. This footnote confirms that this email message has been swept for the presence of computer viruses.

Thomas, Karen

From: [REDACTED]
Sent: 13 December 2011 17:56
To: Licensing Team
Subject: Formal Objection to Licensing Application - 53-54 Nelson Street, Buckingham

For the urgent attention of the AVDC Licensing Committee

Dear Sir/Madam,

I am a resident of Nelson Street, Buckingham and I understand that the new owners of **53-54 Nelson Street, Buckingham** (formerly Holland Electrical Store) are in the process of applying to Aylesbury Vale District Council for an alcohol and entertainment licence.

Firstly, may I say that until very recently I was totally unaware that there was an intention to turn these premises into a restaurant of any kind and, in particular, potentially into licensed premises. To the best of my knowledge, there have been no planning application notices displayed in the vicinity of these premises for the requisite period of time (if at all).

That said, I hereby wish to **formally register my objection to this application** for an alcohol and entertainment licence.

I object to the licence application on the following grounds;

- Nelson Street is primarily a residential area which, for a pleasant small market town, already suffers more than it's fair share of crime and disorder, mainly in the form of criminal damage, late evening/night-time drunkenness and revelry and environmental issues such as litter and excessive noise. The presence of a licensed premises in the immediate vicinity can only serve to exacerbate the situation.
- There is no recognised on-street parking in Nelson Street and, even at the present time, non-residents regularly unlawfully make use of designated residents parking bays and areas, causing frustration, annoyance and potential conflict. Again, the presence of a licensed premises in this location will create additional problems, further potential conflict and a public nuisance.
- If these premises are granted an alcohol and entertainment licence, I fear that should that become the case, even with strict conditions imposed (an absolute necessity), there is every reason to believe that public safety is likely to be compromised and that the overall standard of living for local residents will be adversely affected.

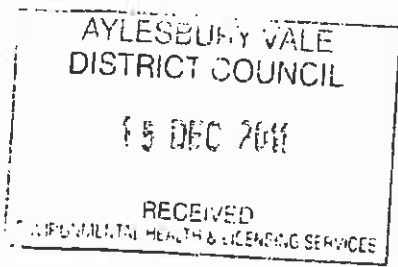
I submit this formal objection to the licensing application for your information and any further necessary action.
I would be grateful if my objection could be afforded all due and diligent consideration.

Yours sincerely,

Paul HARTIN

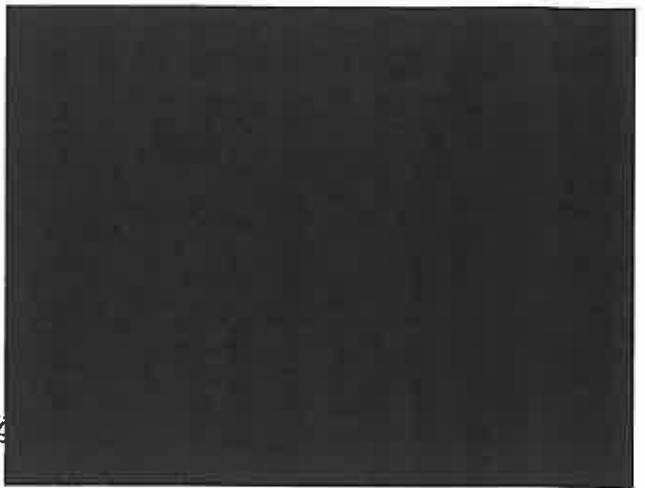


A. D. MAY



Tel:

1248



Licensing AVDC
Customer Service centre
66 High St Aylesbury
HP20 1SD

Ref: Drinks and Music Licence at 53 Nelson St Buckingham
Dear Sir

I hereby object to the music licence proposal above on grounds of public nuisance.

This part of Buckingham is substantially quiet and residential and music in the open air would be unprecedented and intolerable.

Even at a distance of 100 yards, the wafting sounds of distant music would spoil the enjoyment either of a quiet summer evening, or, as may be, the enjoyment of one's own music, which has of course up until the present time, in accordance with custom and a normal consideration for our neighbours, been played outside their earshot.

Yours faithfully



HAMILTON COURT (BUCKINGHAM) MANAGEMENT LIMITED

Registered in England No 2492642 Directors; J. O. Harper, C. D. Mullineux & E. Baker

Registered office: Pimlico Farm Tusmore Bicester OX27 7SL



Company Secretary's office:

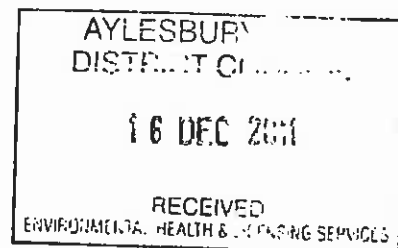
PO BOX 2170

Buckingham

MK18 9AL

13 December 2011

Licensing Services Manager
Aylesbury Vale District Council
66 High Street
AYLESBURY
Buckinghamshire
HP20 1SD



Dear Sir

Application reference: 11/01813/LAPRE

As Directors of Hamilton Court (Buckingham) Management Ltd, the management company for 32 flats at Nelson Court, Nelson Street, Buckingham which is located opposite the premises referred to in the Licensing Application above, we object to the provision of a licence for live/recorded music, indoors and outside, at any time between 08.00 hrs and 23.00 hrs six days a week.

This is a residential area, and providing continuous music in these premises on a daily basis has the potential for disruption of the quiet enjoyment of their home environment to which local residents are entitled.

We are also concerned about the possible noise and disruption which could be caused when customers leave the restaurant, particularly late at night.

We would be grateful if you would please take account of these objections when considering the licensing application.

Yours faithfully



Director

Ashton, Kerryann

From: [REDACTED]
Sent: 16 December 2011 11:55
To: Licensing Team
Cc: Mike Smith; izadocker@gmail.com; Tim Barker, Nick NATIONAL EMPLOYMENT
Robinson; Gino Ballantyne; Marion
Subject: Re the Licensing application for 53/54 Nelson Street Buckingham

Dear Aylesbury Vale licensing

An electrical retail shop is being converted into a restaurant/bar/music venue at 53/54 Nelson Street, Buckingham MK181DA. They have applied for license to service alcohol and to have live music inside and outside their premises. I want to register my objection.

[REDACTED] Nelson Street is a predominately family residential area. At one end is the centre of town and the market square. At the other end is Buckingham University. Students from the University have been causing lots of problems coming back late at night, many of them having drunk too much alcohol. They are causing nuisance to residents and the police and the Aylesbury Vale environmental health people have been involved and are aware.

Having a restaurant and bar and live music venue will exacerbate what is already an unsustainable situation for residents. I get up at 04.20 each day to go to work. I do not need music blaring out from a bar 20 doors away from me and people rolling home after having a drink. I talked to the owner the other day and asked him what he was turning the shop into and he said something like a 'European style restaurant bar. It would provide coffee for the mums in the afternoon and a **late drink for everyone**'.

Clearly he is positioning his undertaking as a **late night bar with music** to pull in the punters. There are no parking facilities locally and so punters will either walk or park their cars in the street or in resident's car parks on the street.

For all these reasons I object strongly to this venture and advise that you do not issue a drinks license or a music license.

Can you please e mail me back to confirm that you have received this before the due date of 23 December. I should also tell you that the yellow planning application is no longer outside the premises and they have hand written a note about the licensing applications and stuck it to the inside of the window.

Nicholas Robinson
[REDACTED]

Thomas, Karen

From: Licensingcomments@aylesburyvaledc.gov.uk
Sent: 18 December 2011 12:13
To: Licensing Mailbox
Subject: PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

Nicholas Robinson has used the PublicAccess website to submit their comments on a Licensing Application. You have received this message because you are the Case Officer for this application or because this is a designated mailbox for PublicAccess comments submissions.

Comments were submitted at 18/12/2011 12:12:57 from IP 84.93.164.140.

Application Summary

Application Number:
11/01813/LAPRE

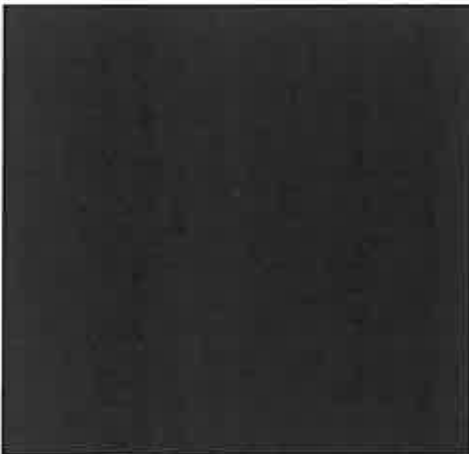
Address:
53 - 54 Nelson Street
Buckingham
Buckinghamshire
MK18 1BT

Licence Description:

Case Officer:

Customer Details

Name:
Nicholas Robinson



Comments

Representation Type:
Members of the Public

Objection Type:

Prevention of public nuisance

Comments:

An electrical retail shop is being converted into a restaurant/bar/music venue at 53/54 Nelson Street, Buckingham MK181DA. They have applied for license to service alcohol and to have live music inside and outside their premises. I want to register my objection.

[REDACTED] Nelson Street is a predominately family residential area. At one end is the centre of town and the market square. At the other end is Buckingham University. Students from the University have been causing lots of problems coming back late at night, many of them having drunk too much alcohol. They are causing nuisance to residents and the police and the Aylesbury Vale environmental health people have been involved and are aware.

Having a restaurant and bar and live music venue will exacerbate what is already an unsustainable situation for residents. I get up at 04.20 each day to go to work. I do not need music blaring out from a bar 20 doors away from me and people rolling home after having a drink. I talked to the owner the other day and asked him what he was turning the shop into and he said something like a 'European style restaurant bar. It would provide coffee for the mums in the afternoon and a late drink for everyone'.

Clearly he is positioning his undertaking as a late night bar with music to pull in the punters. There are no parking facilities locally and so punters will either walk or park their cars in the street or in resident's car parks on the street.

For all these reasons I object strongly to this venture and advise that you do not issue a drinks license or a music license.

PublicAccess for Licensing. (c) CAPS Solutions Ltd.

Ashton, Kerryann

From: [REDACTED]
Sent: 19 December 2011 10:39
To: Licensing Team
Subject: Change of Premises use - Nelson Street

Dear Sirs

Please accept this e mail of confirmation that we object to the opening of a "Tapas Bar" in the heart of a residential district in Buckingham.

It Intends to serve drinks late, in an area which already has issues with late night revellers and the consequent noise issues for residents. Being on the edge of the University district, the clear aim is to attract students, who already have a poor reputation for noise and drunkem behavlousr, so this would merely exascedrbate the problem. Also, there is no parking, so any clients using vehicles would be foprced to park on the road, or more likely try and use residents private parking opposite, which will cause chaos

It is a shame as, though there are many facilities in town, this kind of venue would be welcome, but would be better situated nearer the town centre

Please confirm receipt of this message

Kid Regards

Tim & Judy Barker



Ashton, Kerryann

From: [REDACTED]
Sent: 19 December 2011 16:37
To: Licensing Team
Cc: Cllr Derrick Isham (Home address)
Subject: Licensing application 53/54 Nelson Street, Buckingham

Dear Sirs

[REDACTED]
The premises are primarily subject to the above drinks and music licence on the following grounds:

1. Crime and disorder:

On 18 December 2011 all local residents received a letter on Thames Valley Police and AVDC headed notepaper from the Public Safety Team and Buckingham Neighbourhood Policing Team which states 'We have recently become aware of the Anti-Social Behaviour issues occurring within your area and that there have been calls to Police to report incidents of noise and low level ASB.' The letter further asks residents to report such incidents and states that increased patrols will be targeting the area.

With alcohol abuse being a frequent cause of both noise nuisance and anti-social behaviour, it is highly questionable that a license should be granted that will in all likelihood increase such incidents. By confining premises serving alcohol to the town centre the police are much more able to control ASB. With cuts in police spending, it is hardly the best use of scant resources for the police to have to further extend the area of their patrols to a formerly quiet residential area.

2. Public nuisance

The area surrounding 53/54 Nelson Street is an overwhelmingly residential area. The residents are a mix of families with young children, working adults and pensioners, and many have lived in the area for a number of years. This contradicts the planning application for 53/54 Nelson Street which states that the majority of local residents are students. There are no other businesses in the direct vicinity which serve alcohol or play music.

The planning application for 53/54 Nelson Street covers both the inside and rear external garden, including a smoking area.

Even if music is not actually played in the garden, it is clear from the intended use of the outside area as an integral part of the bar/restaurant that the doors and windows to the rear of the building will often be open in general, and in all likelihood constantly in the summer months. The opening hours will be 9am - 11pm, 7 days a week.

With only low wooden fences and bushes separating the gardens to the rear of the residential premises that form a terrace along the length of Nelson Street, it is inconceivable that the noise will not cause a nuisance to neighbours along the entire length of the terrace, as well as those walking through the grounds of the parish church at the end of the gardens.

3. Public safety:

The planning application includes use of the premises as a retail

outlet. It is unclear from the license application notice whether the intention is to sell alcohol to those not using the restaurant. If this is the case, then this is likely to encourage drinkers to gather on the pavement at the front of the premises and walk along the narrow pavement in front of neighbouring properties.

As a pensioner I can assure you that this is extremely intimidating and would make me fearful of leaving my home.

3. Protection of children from harm:


Families with children occupy the premises at 55 and 57 Nelson Street. The alcohol-fuelled adult conversations of customers sitting outside at No 53/54 as well as those using the planned smoking area will be clearly audible to these children, as well as to adults.

In fact these areas will specifically attract those customers who wish to drink and smoke. Beyond these areas the steeply sloping garden is filled with trees so cigarette smoke is likely to disperse horizontally across the rear gardens of the neighbouring houses, directly to the area where children are likely to be playing and will be a health risk to these children.

I hope you will seriously consider my concerns and reject the license application.

Jenny Bates

56 Nelson Street





Licensing Services manager
66 high Street
AYLESBURY Bucks

HP26 1SD

19 Dec 2011

For the attention of Karen Thomas, Case officer.

Dear Ms Thomas

Licensing application no 11/1813/LAPRE

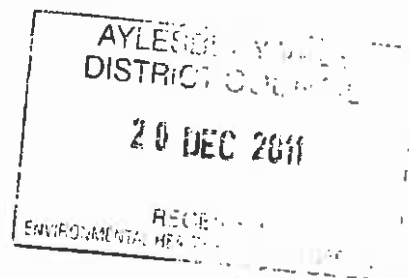
I wish to register my objection to this application for the sale of alcohol on and off the premises and for the playing of live and recorded music, inside and out every day from 8.00 a.m to 11 p.m.

This is a residential area and reasonably quiet. Music outside would certainly be intrusive and audible, specially live music, and all day and every day quite intolerable.

There is no real need for an off-licence; alcohol can readily be obtained from the Londis store at the end of Nelson street. I am also concerned that the sale of alcohol will lead to noise, particularly later in the evenings when diners leave. I am quite elderly (77) and tend to go to bed quite early; I have no wish to be disturbed by noise late in the evening. Moreover, there are a number of people who are working living in these flats, many bedrooms of which face the street, and who necessarily get up quite early.

Yours faithfully,

Christopher D. Mullineux

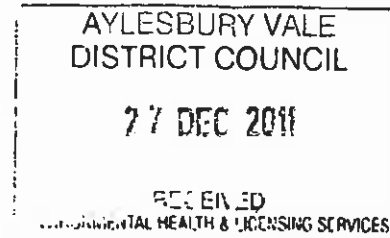


A47

19th December 2011



Licensing
Aylesbury Vale District Council
Customer Service Centre
66 High Street
Aylesbury
Bucks. HP20 1SD

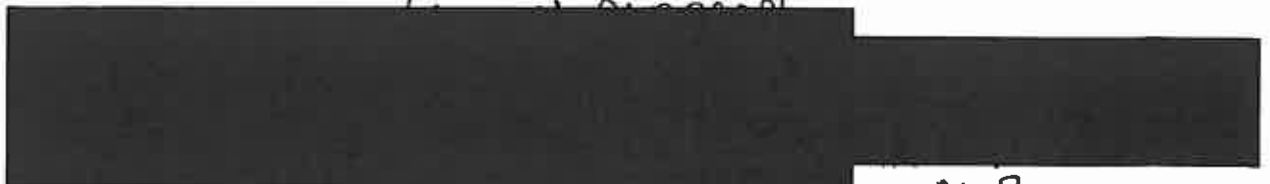


Dear Sir/Madam.

We wish to object to the application for a drinks and music licence at 53/54 Nelson Street Buckingham on the following grounds

- 1) As this is a busy through road, parking is a major issue as there are double yellow lines on the road outside the property and there is limited parking for the residents in this area in any case.
- 2) The police are currently investigating ASB in this area, especially at night and weekends when the public houses are closing.

As this is a mainly residential area the whole scheme of a restaurant/night club there seems totally inappropriate, and a visit from yourselves to site would be recommended.



Thomas, Karen

From: Licensingcomments@aylesburyvaldc.gov.uk
Sent: 24 December 2011 11:45
To: Licensing Mailbox
Subject: PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

PublicAccess for Licensing - Application Comments (11/01813/LAPRE)

Ms. Laura Takuma has used the PublicAccess website to submit their comments on a Licensing Application. You have received this message because you are the Case Officer for this application or because this is a designated mailbox for PublicAccess comments submissions.

Comments were submitted at 24/12/2011 11:45:24 from IP 2.219.217.112.

Application Summary

Application Number:
11/01813/LAPRE

Address:
53 - 54 Nelson Street
Buckingham
Buckinghamshire
MK18 1BT

Licence Description:

Case Officer:

Customer Details

Name:
Ms. Laura Takuma



Comments

Representation Type:
Neighbour

Objection Type:
Prevention of public nuisance

Comments:

I [REDACTED] and STRENUOUSLY object to this application for unrestricted licences to play music indoors and outdoors, live or recorded, and to provide late-night refreshments outdoors, and to sell alcohol for off-premises consumption, all day from 0800~2300.

Noise on Nelson Street is already a problem, and the open areas in front of the premises cause sounds to reverberate far beyond the immediate area - even to Fishers Field and down School Lane. Also, the retaining wall at the back of the premises acts as a sounding board for noises emanating from behind the premises, so no license should be granted for any activity taking place outside the premises, whether those licences are to play music, or to provide refreshments.

For much the same reasons, I object to the premises being given a licence to sell alcohol for off-premises consumption, and I can see no necessity or justification for granting one. Even normal conversations on the street between my house and the restaurant can be heard quite clearly in my house, and the possibility of having a stream of customers chatting noisily as they go to buy alcohol would be quite intolerable for me.

Not having an off-premises licence might also give the restaurant's owners the justification for stopping smokers from creating a nuisance by congregating on the street in front the restaurant. Perhaps if they cannot take their drinks with them, they will not gather outside.

In short, I would have objected to the restaurant application before it was approved, had I not been away visiting friends during the time it was being considered, and now I can only try to minimise the disturbance that a restaurant in this location will create for me. I therefore hope that severe restrictions will be placed on any licences granted, whether to play music or sell alcohol, in order to minimise the overall environmental impact on what is essentially a densely populated residential area.

PublicAccess for Licensing. (c) CAPS Solutions Ltd.

Thomas, Karen

From: [REDACTED]
Sent: 23 December 2011 13:01
To: Licensing Team
Subject: Licensing Application 53/54 Nelson Street
Attachments: Antisocial Behaviour.pdf

To whom this may concern,

I would like to formally object to the Licensing Application for 53/54 Nelson Street.

I understand permission has already been granted for the property to become a restaurant, but I have not seen any public notices prior to this approval.

As shown in the attached letter from local police, we are already experiencing Antisocial Behaviour in our area and I fear granting permission for an alcohol and music licence will lead to more trouble.

Nelson Street is mainly residential, with families and individuals who ought to feel safe and comfortable in our own homes. Unwanted behaviour can often occur where and when alcohol is consumed. There would undoubtedly be additional noise (loud voices as well as music), verbal and possibly physical aggression. We have already had doors kicked in as people wander home from pubs and are regularly subjected to arguments outside our front doors. In order to ensure the safety of the children and adults of Nelson Street, it is important to prevent this sort of public nuisance, crime and disorder, not encourage it.

Yours faithfully,

Janey Betts

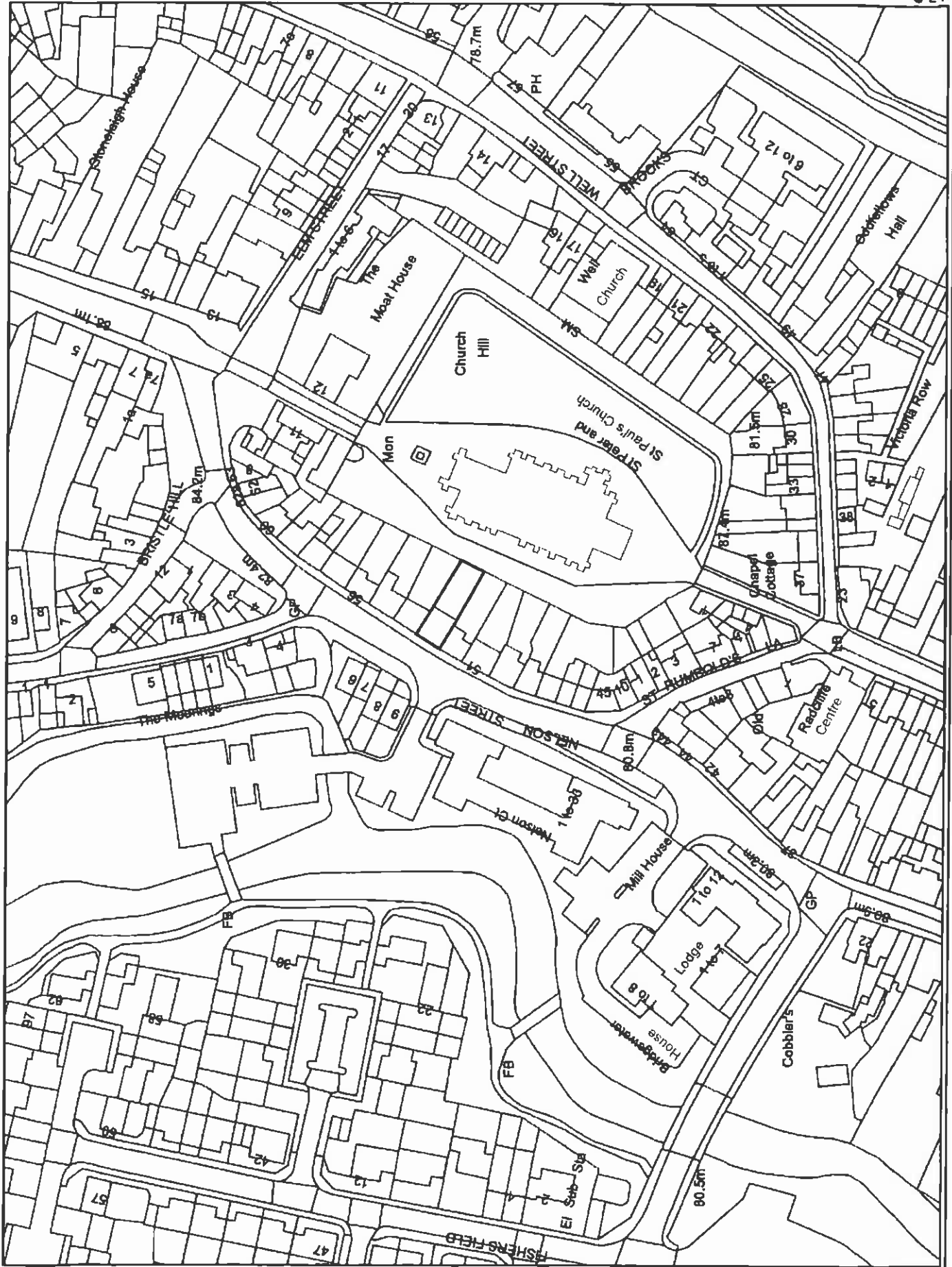
Janey Betts



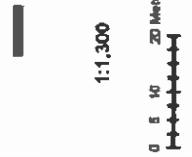


Environmental Health & Licensing

53 - 54 Nelson Street, Buckingham



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