

**REPORT ON APPLICATION FROM THE NEW ZEALAND, AYLESBURY UNDER THE
LICENSING ACT 2003 FOR A PREMISES LICENCE TO BE GRANTED**

1. THE APPLICATION

Applicant(s): New Zealand Aylesbury Limited

Premises: The New Zealand, 175 Buckingham Road, Aylesbury,
Buckinghamshire, HP19 9QF

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. A plan of the premises will be available at the hearing.

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Thames Valley Police – A representation from Thames Valley Police was submitted during the consultation period. 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 comment

Planning – No comment

Trading Standards – No comment

Area Child Protection Committee – No comment

2.2 Other Parties

We received six representations during the consultation period and these are 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 attached to the front of this Agenda.

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.

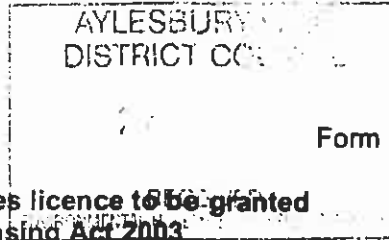
Contact Officer

Peter Seal 01296 585083

Background Documents

Names of Background documents

Cheer Bouded £190.00
27/9/12



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 NEW ZEALAND AYLESBURY LIMITED
(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
NEW ZEALAND PH 175 BUCKINGHAM ROAD AYLESBURY BUCKS			
Post town	AYLESBURY	Post code	HP19 9QF
Telephone number at premises (if any)	N/A		
Non-domestic rateable value of premises	£ 9900.00		

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
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)



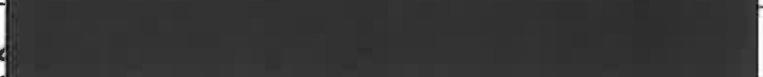
Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
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	NEW ZEALAND AYLESBURY LIMITED
Address	
Registered number (where applicable)	8109269
Description of applicant (for example, partnership, company, unincorporated association etc.)	COMPANY
Telephone number (if any)	
E-mail address (optional)	

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
 N/A

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

THE PREMISES IS A PUBLIC HOUSE WHICH HASN'T BEEN OPERATING FOR APPROX. 1 YEAR. IT SITS BETWEEN HOUSES ON THE MAIN BUCKINGHAM ROAD WITH AMPLE PARKING TO THE REAR. THERE IS ACCOMMODATION TO THE UPSTAIRS OF THE PUB.

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

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

(Please see sections 1 and 14 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)
- 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)

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 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	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) DARTS , POOL		
Day	Start	Finish	State any seasonal variations for indoor sporting events (please read guidance note 4)		
Mon	10.00	23.00			
Tue	10.00	23.00	Non standard timings. Where you intend to use the premises		
Wed	10.00	00.00			
Thur	10.00	00.00			

			for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri	10.00	00.00	
Sat	10.00	00.00	
Sun	12.00	22.30	

D

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"/>
Day	Start	Finish		Both	<input type="checkbox"/>
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 checked="" type="checkbox"/>
		Outdoors	<input type="checkbox"/>

Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10.00	23.00	Please give further details here (please read guidance note 3) LIVE BAND		
Tue	10.00	23.00			
Wed	10.00	00.00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	10.00	00.00			
Fri	10.00	00.00	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)		
Sat	10.00	00.00			
Sun	12.00	22.30			

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) Dukebox	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	10.00	23.00	Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue	10.00	23.00			
Wed	10.00	00.00	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	10.00	00.00			
Fri	10.00	00.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	10.00	00.00			

Sun	12.00	22.30	
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G

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 checked="" 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			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

H

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 BINGO, COMEDIAN etc.		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	16.00	23.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>

Tue	10.00	23.00	Please give further details here (please read guidance note 3)
Wed	10.00	00.00	
Thur	10.00	00.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)
Fri	10.00	00.00	
Sat	10.00	00.00	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	12.00	22.30	

Provision of facilities for making music 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	Please give further details here (please read guidance note 3)	
Mon				
Tue			State any seasonal variations for performing plays (please read guidance note 4)	
Wed				
Thur			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)	
Fri				
Sat				

Sun			

J

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)	Indoors <input checked="" type="checkbox"/>
				Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Day	Start	Finish	Please give a description of the facilities for dancing you will be providing	
Mon	10.00	23.00	Please give further details here (please read guidance note 3)	
Tue	10.00	23.00		
Wed	10.00	00.00	State any seasonal variations for providing dancing facilities (please read guidance note 4)	
Thur	10.00	00.00		
Fri	10.00	00.00	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 5)	
Sat	10.00	00.00		
Sun	12.00	22.30		

K

Provision of facilities for entertainment of a	Will the performance of a play take place indoors or outdoors or both – please tick	Indoors <input type="checkbox"/>
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similar description to that falling within l or j Standard days and timings (please read guidance note 6)			(please read guidance note 2)	Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
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					

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur					
Fri			Non standard timings. Where you intend to use the premises		

			<p>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)</p>
Sat			
Sun			

M

<p>Supply of alcohol Standard days and timings (please read guidance note 6)</p>			<p>Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)</p>	<p>On the premises <input type="checkbox"/></p>
Day	Start	Finish	<p><i>off premises to include beer garden & smoking areas</i></p>	<p>Off the premises <input type="checkbox"/></p>
Mon	10.00	23.00		<p>Both <input checked="" type="checkbox"/></p>
			<p>State any seasonal variations for the supply of alcohol (please read guidance note 4)</p>	
Tue	10.00	23.00		
Wed	10.00	00.00		
			<p>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)</p>	
Thur	10.00	00.00		
Fri	10.00	00.00		
Sat	10.00	00.00		
Sun	12.00	22.30		

Wed			<p><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)</p>
Thur			
Fri			
Sat			
Sun			

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)

Good management team - training of all staff so that they are aware of the premise licence and the requirements to meet these objectives. Make sure all staff pay attention to:- no underage drinking (use of ID cards), how to deal with drunk & disorderly behaviour and asking customers to leave. Staff to be vigilant in preventing the use of illegal drugs. No tolerance of anti-social behaviour & ensuring no harm to children.

b) The prevention of crime and disorder

Management and staff to be vigilant in the prevention of illegal drug use. Ensure the use of proof of ID cards are used where customers appear to be underage. No serving of alcohol to anyone who becomes unruly or appears to be intoxicated. Staff trained in asking customers to leave premises in an orderly and respectful manner. Make sure no glasses or bottles leave premises. Join pubwatch.

c) Public safety

Ensure public assessment and health & safety measures are in place and are adhered to. Proper fire equipment on premises and regular testing. Ensure all electrical equipment complies with regulations. Underage ID checks to be done.

d) The prevention of public nuisance

Staff to be trained in asking customers to leave in an orderly and respectful manner. Prevent the removal of glasses and bottles from the premises. No customers to be admitted to the premises after last orders. Staff trained in speaking to local residents

e) The protection of children from harm

Use of ID Cards for anyone who appears to be under the age of 18. Adult supervision of any children in the garden area.

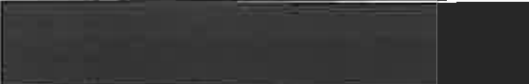
Please tick yes

- 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	
Date	21-09-2012
Capacity	DIRECTOR.

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	
Tele	
If yo	

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.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for: Kerryann Ashton
Direct Line: 01296 585560
Switchboard: 01296 585858
Textphone: 01296 585055
Email: kashton@aylesburyvaledc.gov.uk
Our Ref: LPRE17/12/01357/LAPRE/PR1258
Your Ref:



16 October 2012

Mr & Mrs Arnold
Greenacres
Hulcott
Buckinghamshire
HP22 5AX

Dear Mr & Mrs Arnold

Licensing Act 2003

The New Zealand, 175 Buckingham Road, Aylesbury, Buckinghamshire, HP19 9QF

I write with reference to the representation we received from Environmental Health on the 16th October 2012 (copy of representation enclosed).

If you agree with these amendments please sign and return the enclosed copy of this letter within 7 days.

Should you wish to discuss any matters raised in this letter, or have any queries, please do not hesitate to contact me.

Yours sincerely

Kerryann Ashton
Senior Licensing Officer

AYLESBURY VALE
DISTRICT COUNCIL

I confirm that I agree with the above mentioned amendments being made to the above application, and that I am authorised to do so.

Signature: 

Print Name: MRS JOAN ARNOLD

Position in Company: COMPANY SECRETARY

Date: 22ND OCTOBER 2012



PO Box 622 Aylesbury HP20 1ZL
DX 4130 Aylesbury 1
www.aylesburyvaledc.gov.uk



AYLESBURY VALE DISTRICT COUNCIL
MEMO

To: Kerryann Ashton
Licensing

From: Neil Green
Environmental Health Division

Tel ext: 5160

Date: 16th October 2012

Your ref:

Our ref: RQS/12/02457

Subject: Application for a premises licence under the Licensing Act 2003

**Premises: New Zealand Public House, 175 Buckingham Road, Aylesbury,
Buckinghamshire**

Having reviewed the submitted application I have noted that the timings sought for the provision of regulated entertainment, dancing and supply of alcohol are more restrictive than what has previously been permitted at this premises.

I have also noted that there is no record of noise complaints associated with this premises during the provision of licensed activities.

I therefore do not wish to object to the timings and days as stated in the application. However the premises is situated in close proximity to residential dwellings and therefore the applicant must ensure that entertainment and other activities are well managed in order to minimise the likelihood of noise complaints being received in the future. I would therefore recommend that the following conditions be applied to the licence;

1. Prominent, clear and legible notices shall be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and area quietly.
2. Save for entry and exit purposes, when regulated entertainment is provided, all windows and external doors shall remain closed.

Please let me know if you wish to discuss this matter further.

Kind regards

Neil Green
District Environmental Health Officer

AYLESBURY VALE DISTRICT COUNCIL

Environmental Health and Licensing

Please ask for: Kerryann Ashton

Direct Line: 01296 585560

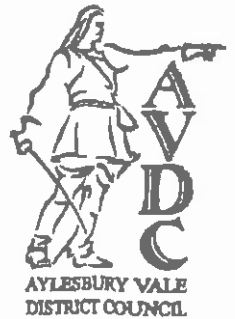
Switchboard: 01296 585858

Textphone: 01296 585055

Email: kashlon@aylesburyvaledc.gov.uk

Our Ref: LPRE17/12/01357/LAPRE/PR1258

Your Ref:



25th October 2012

Mr & Mrs Arnold
Greenacres
Hulcott
Buckinghamshire
HP22 5AX

Dear Mr & Mrs Arnold

Licensing Act 2003

The New Zealand, 175 Buckingham Road, Aylesbury, Buckinghamshire, HP19 9QF

I write with reference to the representation we received from Thames Valley Police on the 3rd October 2012 (copy of representation enclosed).

If you agree with these amendments please sign and return the enclosed copy of this letter within 7 days.

Should you wish to discuss any matters raised in this letter, or have any queries, please do not hesitate to contact me.

Yours sincerely

Kerryann Ashton
Senior Licensing Officer

I confirm that I agree with the above mentioned amendments being made to the above application, and that I am authorised to do so.

Signature: *Joan Arnold*

Print Name: JOAN ARNOLD (MRS)

Position in Company: SECRETARY

Date: 02-11-12



PO Box 622 Aylesbury HP20 1ZL
DX 4130 Aylesbury 1
www.aylesburyvaledc.gov.uk



Trevor Hooper
Licensing Officer
Aylesbury/chiltern

Aylesbury Police Station
Walton Grove
Wendover Road, Aylesbury
BUCKS, HP12 7LA

Tel: 01296 396034

Fax:

trevor.hooper@thamesvalley.pnn.police.uk

www.thamesvalley.police.uk

3 October 2012

Dear Mrs Arnold,

Thank you for taking the time to talk with me this morning, I have now had chance to go through the application submitted by yourselves with regards to the New Zealand Public House, Buckingham Road, Aylesbury.

I note that you are asking for an increase in trading hours on Wednesday, Thursday, Friday and Saturdays by one hour on the original licence and at the same time the supply and consumption both on and off the premises.

I will not be objecting to this application but ask that conditions as listed below are placed onto the licence.

1. No alcohol to be taken into the gardens (Front and rear) after 2300hrs (11pm). This condition is to stop customers from congregating in these areas.
2. Notices clearly displayed asking customers to respect your neighbours when leaving the premises or using the gardens.
3. Challenge 21 system. Any person who looks under this age to be challenged for Identification.
4. No children under 16 years of age on the premises or garden after 2100hrs (9pm) unless for a pre-arranged function.

I believe these conditions will help when customers challenge decisions made by your staff and will help to run the premises in an orderly fashion.

Can I please ask if you agree with these conditions to reply by way of email then I can inform the local authority that the police will be making no objections.

Many thanks for your time and I hope you make a success of this business. If you have any questions not only at this time I am contactable on the above number Mondays to Fridays.

T I Hooper

Licensing Officer.

20/10/12

DEAR SIR/MADAM,

I AM WRITING TO YOU ON BEHALF OF ALL THE RESIDENTS IN THE ROW OF HOUSES FROM 126 TO 148 BUCKINGHAM ROAD, AYLESBURY, TO OPPOSE THE APPLICATION SUBMITTED FOR INDOOR SPORTING EVENTS, LIVE MUSIC AND RECORDED MUSIC AT THE NEW ZEALAND PUBLIC HOUSE, 175 BUCKINGHAM ROAD, AYLESBURY.

THERE ARE THREE MAIN REASONS WHY WE FEEL THE APPLICATION SHOULD BE REJECTED. FIRSTLY, THE NOISE LEVELS WHICH WOULD BE CREATED BY LIVE AND RECORDED MUSIC WOULD BE UNACCEPTABLE TO RESIDENTS IN THE VICINITY OF THE PREMISES. I WOULD BRING TO YOUR ATTENTION THE FACT THAT THIS HAS HAPPENED BEFORE AROUND 5 YEARS AGO WHEN LOUD RECORDED MUSIC WAS PLAYED BY THE LAST LICENCEE OF THE NEW ZEALAND. DURING THE WEEK AND AT WEEKENDS AND ESPECIALLY ON LONG SUMMER EVENINGS THE NOISE LEVELS WERE INTOLERABLE, AND FOLLOWING A SERIES OF COMPLAINTS FROM LOCAL RESIDENTS A BAN WAS EVENTUALLY IMPOSED. IT SHOULD BE REMEMBERED THAT THE NEW ZEALAND IS CENTRAL TO A RESIDENTIAL AREA ON ALL SIDES OF THE PREMISES AND LOCAL RESIDENTS HAVE EVERY RIGHT TO EXPECT A DECENT QUALITY OF LIFE WITHOUT IT BEING CONTINUALLY DISRUPTED BY THE SELFISHNESS OF OTHERS WHO ARE ONLY INTERESTED IN THE MOTIVE OF PROFIT. RESIDENTIAL HOUSING BEGINS DIRECTLY EITHER SIDE OF THE NEW ZEALAND.

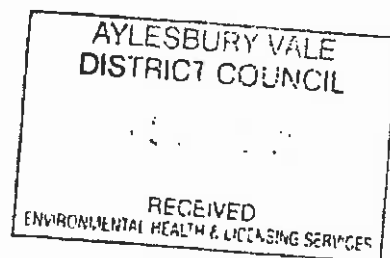
SECONDLY, SINCE THE INTRODUCTION OF PREVENTATIVE YELLOW LINES ON THE MAIN ROAD, PARKING SPACES FOR RESIDENTS ARE AT A PREMIUM AS IT IS, WITHOUT THE ADDED INFUX OF EXTRA VEHICLES BEING PARKED HERE, THERE AND EVERYWHERE IN THE LOCALITY SHOULD THE APPLICATION GO AHEAD. THE CAR PARK TO THE REAR OF THE NEW ZEALAND IS SMALL, AND TOTALLY INADEQUATE TO COPE WITH THE VOLUME OF VEHICLES ENVISAGED SHOULD THE APPLICATION BE GRANTED.

THIRDLY, LOCAL RESIDENTS UP AND DOWN THE BUCKINGHAM ROAD BITTERLY REGRET THEIR PEACE BEING DISTURBED AT NIGHT AND INTO THE EARLY HOURS BY DRUNKEN OVERSPILL ONCE THE PREMISES HAVE CLOSED. MOST OF US HAVE HAD EXPERIENCES OF MAINLY YOUNG PEOPLE SHOUTING, ARGUING AND EVEN URINATING IN FRONT GARDENS FROM WHEN THE NEW ZEALAND WAS A PUBLIC HOUSE BEFORE, AND WE REFUSE TO PUT UP WITH A REPETITION AGAIN.

WE HOPE YOU WILL CONSIDER CAREFULLY THESE OBJECTIONS AND COME TO A FAVOURABLE CONCLUSION, AND WE RESPECTFULLY ASK YOU TO REJECT THE APPLICATION FOR THE REASONS GIVEN IN THIS LETTER.

YOURS FAITHFULLY

PETER VAUGHAN



Ashton, Kerryann

From: no-reply@aylesburyvaluedc.gov.uk
Sent: 22 October 2012 22:29
To: Licensing Team
Subject: Comments for Licensing Application 12/01357/LAPRE

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 10:28 PM on 22 Oct 2012 from Mr Trevor Blackman.

Application Summary

Address: [REDACTED]

Proposal: Premises Licence

Case Officer: Kerryann Ashton

[Click for further information](#)

Customer Details

Name: Mr Trevor Blackman

Email: [REDACTED]

Address: [REDACTED]

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 10:28 PM on 22 Oct 2012 We would like to object to the licence application as these premises are situated amongst other houses in a residential area. This building was last used as a pub about 18 months to 2 years ago, during its last few years as a pub the neighbours had to put up with loud and foul language from patrons who would sit out the front and in the back 'beer garden' and in the covered smoking area. Loud music would often be played in the pub and this would then cause a nuisance to neighbours. I believe this pub originally closed due to lack of patrons as there is less demand for this type of pub nowadays and there are already four other pubs in the near vicinity so I cannot see anything being different, If this place reopens the owners will be tempted to put on loud music to attract people. We are also concerned at the late opening hours being sought with regard to serving of alcohol and playing of music, as we have said this is a residential area, the premises are surrounded on three sides by gardens so peoples evenings will be ruined by not only music and swearing but by people using the smoking area and 'beer garden' until late at night. I would like to mention that we have

lived here for over twenty years and in recent years with the introduction of no smoking regulations the previous licence holders built a covered and heated smoking area at the rear which has encouraged people, smokers and non-smokers to sit outside all afternoon and evening and contributing to the nuisance.

Ashton, Kerryann

From: [REDACTED]
Sent: 24 October 2012 17:54
To: Ashton, Kerryann
Subject: RE: New Zealand Public House Premises Licensing

Dear Kerryann,
Our address is:-

[REDACTED]

Frances and Nigel Gurney.

On Wednesday 24/10/2012 at 12:28 pm, "Ashton, Kerryann" wrote:

Dear Nigel and Frances Gurney

Please can I have you address.

Thanks,

Kerryann

Kerryann Ashton
Senior Licensing Officer
Aylesbury Vale District Council

01296 585 560
e-mail kashton@aylesburyvaledc.gov.uk or licensing@aylesburyvaledc.gov.uk
<http://www.aylesburyvaledc.gov.uk>

The Gateway, Gatehouse Road, Aylesbury, Bucks HP19 8FF

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

From: Frances Gurney [REDACTED]
Sent: 23 October 2012 19:45
To: Licensing Team
Subject: New Zealand Public House Premises Licensing

The New Zealand Public House, Buckingham Road, Aylesbury.

With reference the above application for premises licensing
we would like to strongly object!

The pub is in a built up area of housing which are mostly occupied by
families with children and elderly people.

Our house is situated in Mowbray Road directly behind the public

house and in the past we have had to suffer from loud music with a strong base beat which has made sleeping impossible. In addition there have been many instances of the clientele's drunken raucous behaviour, swearing, revving up cars etc at the back of the pub resulting in police involvement. In the summer this is particularly bad and results in our garden being unusable for our own relaxation and socialising with friends and families especially if they have children.

When this occurs, it is impossible to sleep in the bedroom facing the back of the pub, and the front bedroom is the same as the music bounces off the adjacent houses, making the noise just as bad.

We were relieved to hear that the pub was to cease trading and the building and land was to be used for housing.

However, we have just found out via a neighbour that an application has been put forward to re-instigate the premises as a pub once more.

There are two public houses - the Britannia and the Horse and Jockey within a short walking distance where people can drink, eat, listen to music and play indoor games, making this pub unnecessary, especially as there are few family houses near these alternatives.

Yours faithfully
Nigel and Frances Gurney

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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.

Ashton, Kerryann

From: [REDACTED]
Sent: 25 October 2012 18:00
To: Licensing Team
Subject: NEW ZEALAND -175 BUCKINGHAM ROAD

Dear Licensing Manager,

I object to the proposed idea of The New Zealand Public House, 175 Buckingham Road being re-opened under these new conditions.

I do not agree to the late licensing and do not agree to loud bands and loud piped music. All these things can be found in Aylesbury Town Centre.

buckingham Rd is a quiet residential area. In the past we have had enough trouble with Police Services having to be caled out, damaged cars and nuisance drunk people late at night.

Please take these things into consideration.

Yours sincerely

William Radford

[REDACTED]

Ashton, Kerryann

From: [REDACTED]
Sent: 23 October 2012 18:39
To: Licensing Team
Subject: The New Zealand P.H - 175 Buckingham Road

Dear Sir/Madam,

I am writing to oppose the proposed re-openinf of the above pub in buckingham Road.

I am a resident and have lived here for some 12 years and experienced life in Buckingham Road when this pub was previously trading.

I believe under the Licensing Act 2003 it is incumbant n the authorities to ensure the following criteria:

1. Prevention of crime and disorder
2. Public Safety
3. Prevention of public nuisance
4. Protection of children

In previous years, I have suffered criminal damage to my car, whilst parked in Buckingham Road. On two seperate occasions within one month of each other my windscreen was smashed late at night.

Also there have been numerous incidents of drunken and threatening behaviour late at night with people walking past my house - shouting, swearing, urinating in the street, litter etc.

The Police have been frequent visitors to the pub.in the past.

This road is a governed by parking permits (£52 p.a). However, between 8.00 pm and 8.00 pm pub goers can park their cars and leave them overnight, thus reducing parking for legitimate permit holders, and in my case, as I am disabled, its is very dangerous for me if I have to park my car over the road and try to dodge the traffic.

I also believe, from past experience of The New Zealand, that any music played late at night ie until 12.00 - 2.00 am is completely unacceptable in a mainly residential street.

As a final point, I feel the increased traffic in the area will pose an additional threat to the safety of the residents old and young alike.

I think that all these points are relevent and should be taken into account when assessing whether the re-opening of this pub contravenes guidelines set by the Licensing Act 2003.

Yours faithfully

Ms Christine Weatherley
[REDACTED]

AYLESBURY VALE
DISTRICT COUNCIL

Christopher Bird

24/10/2012

Aylesbury Vale District Council
The Licensing Manager
Environmental Health and Licensing
Ref New Zealand Aylesbury LTD 12/01357/LAPRE

Dear Sir

I am writing this letter to represent homeowners who live in the cul de sac end of Kenilworth drive and houses on Bicester road and Roberts drive. We wish to oppose the licence application for the above named property.

The reasons are listed below.

Live and Recorded Music until midnight in an area to close to private houses.

The New Zealand Public house is set right in a residential area and music to this time of night on a weekday in our opinion will cause a public nuisance and with lots of families with small children and OAP's we think this is unacceptable.

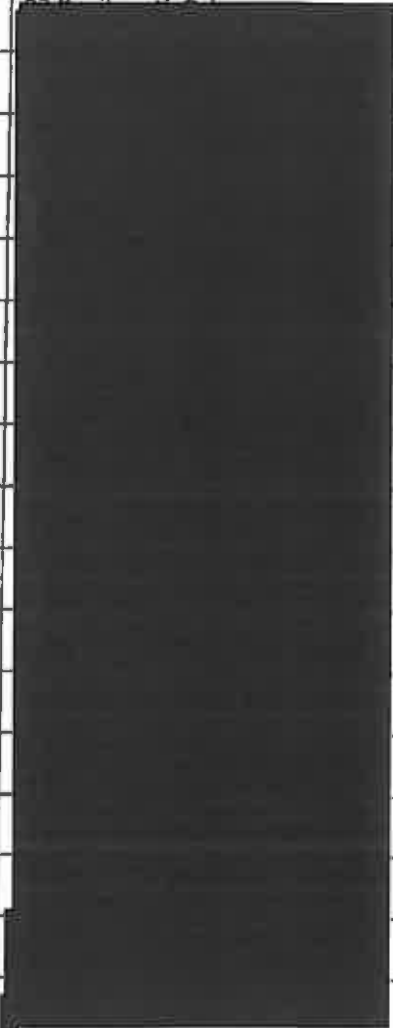
Also can a restriction be put onto the licence so that windows are kept shut if the license is granted as live music could cause a nuisance at any time of the day or night?

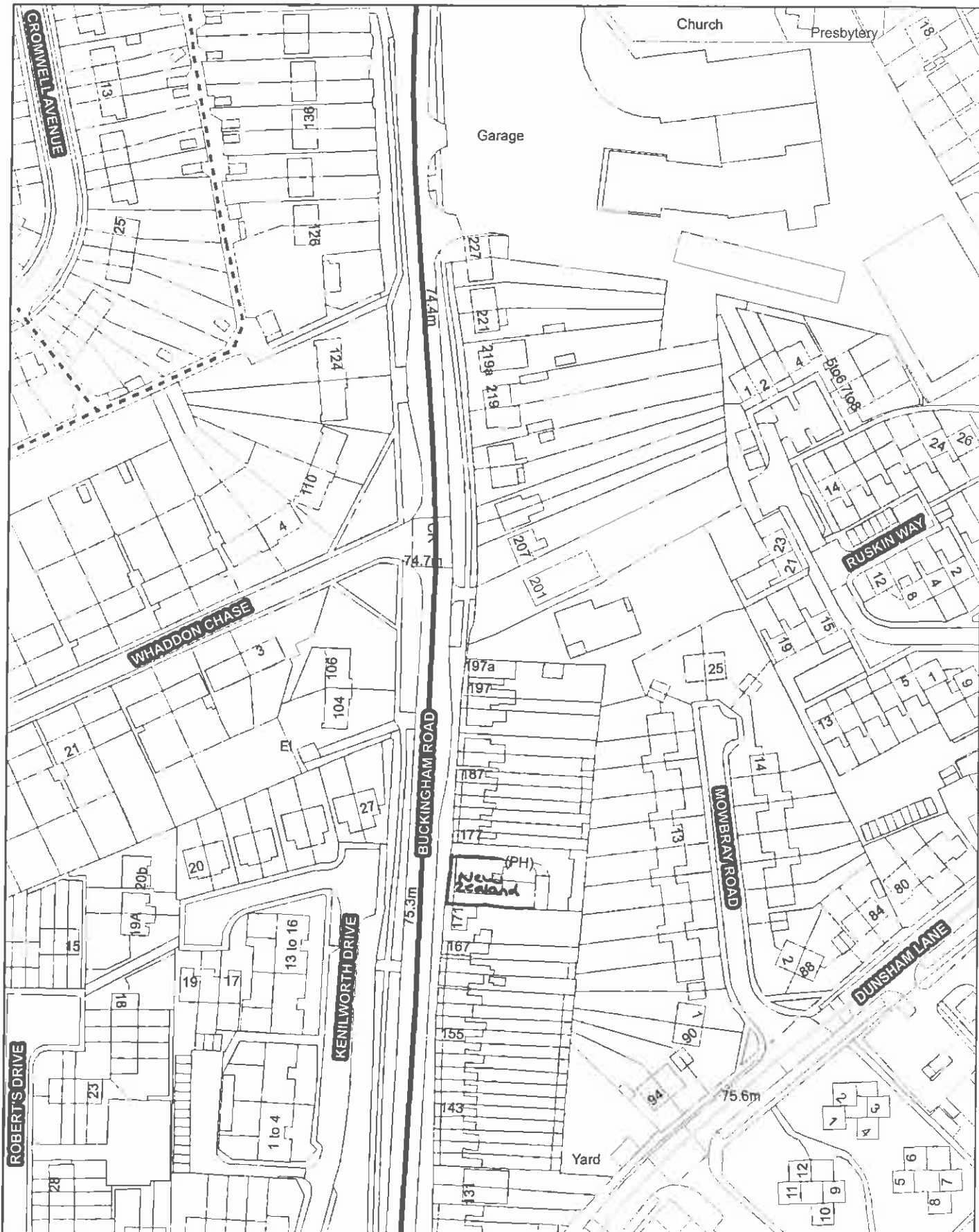
If I am unable to attend the Meeting due to work commitments then Mr Abbey (19a Kenilworth Drive) will attend to represent the residents.

Thank you

Christopher Bird



NAME	ADDRESS
Mr & Mrs C Bird	
Mr & Mrs Abbey	
Mr GN Burnham	
Mrs J Beechey	
Mr & Mrs Hammond	
Mrs J Butler	
Mrs P Jones	
Mr & Mrs J Barradas	
Susan Burton	
Heidi Miller	
Mr & Mrs S Hewitt	
Betty Cox	
Margaret Bullimore	
Mrs & Mrs Vaughan	
Chrisha Weatley	
Kelly Stone	
Mr & Mrs V Barradas	



The New Zealand, Buckingham Road, Aylesbury



1:1,500



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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	10 00	23 00
Tuesday	N/A	N/A	10 00	23 00
Wednesday	N/A	N/A	10 00	00 00
Thursday	N/A	N/A	10 00	00 00
Friday	N/A	N/A	10 00	00 00
Saturday	N/A	N/A	10 00	00 00
Sunday	N/A	N/A	12 00	22 30

	Indoor sporting events, Live music, Recorded Music, Anything of a similar description to music & dancing			
	Existing		Proposed	
	From	To	From	To
Monday	N/A	N/A	10 00	23 00
Tuesday	N/A	N/A	10 00	23 00
Wednesday	N/A	N/A	10 00	00 00
Thursday	N/A	N/A	10 00	00 00
Friday	N/A	N/A	10 00	00 00
Saturday	N/A	N/A	10 00	00 00
Sunday	N/A	N/A	12 00	22 30

	Opening Hours			
	Existing		Proposed	
	From	To	From	To
Monday	N/A	N/A	Not Stated	
Tuesday	N/A	N/A	Not Stated	
Wednesday	N/A	N/A	Not Stated	
Thursday	N/A	N/A	Not Stated	
Friday	N/A	N/A	Not Stated	
Saturday	N/A	N/A	Not Stated	
Sunday	N/A	N/A	Not Stated	