

**APPLICATION FROM THE COCK INN WING UNDER THE
LICENSING ACT 2003 FOR A MAJOR VARIATION OF A
PREMISES LICENCE**

1. THE APPLICATION

Applicant(s): Orchid Pubs and Restaurants Limited

Premises: Cock Inn, 24 – 26 High Street, Wing, Buckinghamshire, LU7 0NR

1.1 Variation application

The application is for the variation of the Premises Licence under section 34 of the Act. The details of the variation are set out in the application form, section A to O. Attached as Appendix 1 is a copy of the completed application form, a plan of the premises will be made available at the Sub-Committee hearing.

The steps the applicant intends to take to promote the licensing objectives are set out in the operating schedule (see Appendix 1).

In an effort to clarify the current permissions and conditions these are set out in Appendix 2. A location map of the premises is attached as Appendix 4

2. RELEVANT REPRESENTATIONS

2.1 Responsible Authorities

Licensing Authority - No representation

Thames Valley Police – No representation

Environmental Health – No representation

Bucks Fire and Rescue – No representation

Planning – No representation

Trading Standards – No comment

Area Child Protection Committee – No comment

Primary Health Care Trust – No comment

2.2 Other Parties

We received one representation during the consultation period from other parties. A copy of the representation is attached as Appendix 3.

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 Officer will draw attention to any issues arising from this application at the hearing.

Contact Officer
Background Documents

Peter Seal 01296 585083

Application to vary a premises licence 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.

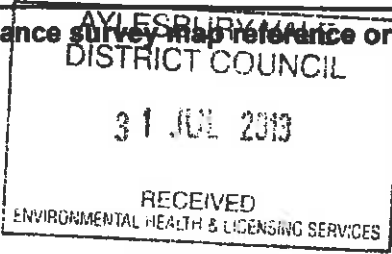
I/We Orchid Pubs & Restaurants Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number
10/00787/LAPRE (PR0149)

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Cock Inn 24-26 High Street Wing			
Post town	Buckinghamshire	Post code	LU7 0NR

Telephone number at premises (if any)	01296 688 214
Non-domestic rateable value of premises	£41,000.00

Part 2 – Applicant details

Daytime contact telephone number	01727 871 121		
E-mail address (optional)	faye.given@orchidgroup.co.uk		
Current postal address if different from premises address	The Orchid Group FAO: Park Mill Burydell Lane Park Street		
Post Town	St Albans	Postcode	AL2 2EZ

Part 3 - Variation

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

If not do you want the variation to take effect from

Day		Month			Year	

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

The proposal is to allow recorded music as a licensable activity on the following days:-

Recorded Music – Friday to Saturday 10:00am to 00:00

In addition, there shall be an extension to the sale by retail of alcohol on the following days-

Friday to Saturday 10:00am to 00:00 and Sunday 11:00am to 22:30 (note only the opening time is being amended on a Sunday, the terminal hour remains the same).

We do not propose to extend the terminal hours from Sunday to Thursday.

We also propose to remove the following condition set under Annex 2 (5) of the Premises Licence as follows in order to allow standard timings for Christmas Day, Good Friday and New Years Eve:-

'Alcohol shall not be sold or supplied except during permitted hours. In this condition permitted hours mean:

1. On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10:00am to 11:00pm.
2. On Sundays, other than Christmas Day or New Year's Eve, 12noon to 10:30pm
3. On Good Friday, 12:00noon to 10:30pm
4. On Christmas Day, 12:00noon to 3:00pm and 7:00pm to 10:30pm
5. On New Years Eve, except on a Sunday 10:00am to 11:00pm
6. On New Years Eve on a Sunday, 12:00noon to 10:30pm.

All other conditions, hours and licensable activities remain the same.

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

AL

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

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)

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

In all cases complete boxes N, O and P

AS

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	Please give further details here (please read guidance note 3)		
Mon					
			State any seasonal variations for performing plays (please read guidance note 4)		
Tue					
			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)		
Wed					
Thur					
Fri					
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					
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Tue					
			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)		
Wed					
Thur					
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)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			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)
Fri			
Sat			
Sun			

D

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

E

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

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri	10:00	00:00	<u>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</u> (please read guidance note 5) On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		
Sat	10:00	00:00			
Sun					

G

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

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)</p>			<p><u>Please give a description of the type of entertainment you will be providing</u></p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 3)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)</p>		
Fri					
Sat			<p><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>		
Sun					

I

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

A14

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 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			
Mon			<u>Please give further details here (please read guidance note 3)</u>		
Tue					
Wed			<u>State any seasonal variations for providing dancing facilities (please read guidance note 4)</u>		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
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			<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)		
Thur			<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)		
Fri					
Sat					
Sun					

AIG

L

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

A17

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"/>			
				Both	<input checked="" type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)					
Mon	10:00	23:00						
Tue	10:00	23:00						
Wed	10:00	23:00						
Thur	10:00	23:00						
Fri	10:00	00:00						
Sat	10:00	00:00						
Sun	11:00	22:30						
						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) On New Years Eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.		

N

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

n/a

O

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations (please read guidance note 4)</u>
Day	Start	Finish	
Mon	00:00	00:00	<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 (please read guidance note 5)</u>
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking

n/a

Please tick **yes**

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

The Licensing Authority are in possession of the original licence.

A20

P Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

The premises will respect the Premises Licence Holders Approach to Responsible Retailing (a copy of which is enclosed in support of this application). Our policies change at regular intervals to reflect current trends and it would be inappropriate to standardise them on a permanent basis. The enclosed policy is included for information only and not as suggested conditions or to form part of any other Operating Schedule.

b) The prevention of crime and disorder

Please refer to the enclosed policy.

c) Public safety

Please refer to the enclosed policy.

d) The prevention of public nuisance

Please refer to the enclosed policy.

e) The protection of children from harm

Please refer to the enclosed policy.


Please tick yes

- I have made or enclosed payment of the fee
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- 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 5 – Signatures (please read guidance note 10)

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

Signature	
Date	30 th July 2013
Capacity	LICENSING & LEGAL MANAGER

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) 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 address for correspondence associated with this application (please read guidance note 13)

The Orchid Group
FAO: Faye Given
Park Mill
Burydell Lane
Park St

Post town St Albans Post code AL2 2EZ

Telephone number (if any) 01727 871 121

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
faye.given@orchidgroup.co.uk

AZZ



Our commitment to Responsible Retailing

- Orchid has a zero tolerance approach to underage drinking- The 'Challenge 21 scheme' is used in all our premises, this forms an integral part of our retail employee training.
- Orchid is committed to training retail employees in our approach to responsible retailing. Our teams focus on creating a safe and welcoming environment for our customers.
- Our retail teams are trained to be vigilant and identify drunken behaviour. We do not serve people we believe to be drunk or who act in a disorderly way.
- Our food offer is an important focus; as a business we give equal status to our food and alcohol sales; we advertise soft drinks and food, in addition to alcohol within our premises.
- Many of our premises are in residential areas. Orchid make every effort to respect our neighbours and take steps as far as is reasonably possible to limit any noise nuisance emanating from inside our premises.
- Orchid attends local Pubwatch meetings or their equivalent, where they are in place.

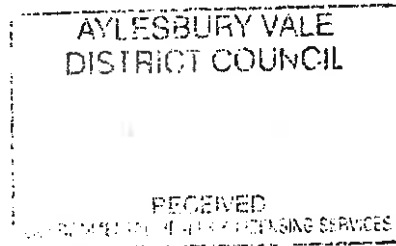
	Sale by retail of alcohol (Both on and off the premises)			
	Existing		Proposed	
	From	To	From	To
Monday	10 00	23 00	N/A	N/A
Tuesday	10 00	23 00	N/A	N/A
Wednesday	10 00	23 00	N/A	N/A
Thursday	10 00	23 00	N/A	N/A
Friday	10 00	23 00	10 00	00 00
Saturday	10 00	23 00	10 00	00 00
Sunday	10 00	22 30	N/A	N/A

	Recorded Music (Indoors)			
	Existing		Proposed	
	From	To	From	To
Monday	N/A	N/A	N/A	N/A
Tuesday	N/A	N/A	N/A	N/A
Wednesday	N/A	N/A	N/A	N/A
Thursday	N/A	N/A	N/A	N/A
Friday	N/A	N/A	10 00	00 00
Saturday	N/A	N/A	10 00	00 00
Sunday	N/A	N/A	N/A	N/A

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

Non standard timings

On new years eve from the end of permitted hours on New Years Eve to the start of permitted hours on the following day.



14th August 2013

Application for licence variation The Cock Inn, Wing

I am writing to object to the application for the extension of licencing hours until midnight on Fridays and Saturdays and to the application for a recorded music licence until midnight on those nights as presented by the Cock Inn, Public House, Wing.

I strongly object on the grounds of the excessive noise, disturbance and potential public nuisance in a residential area that will result from the planned extension to the opening hours and to the music licence.

The Cock Inn is in the centre of the village of Wing and in a built up residential area.

Past experience has shown that, although the music is inside the building, because of the open windows it has a detrimental effect on the quality of sleep for local residents.

Also, I note that on the application, it has not been stated whether the application is for an internal or external music licence.

The excessive noise of music and cars will hugely affect a large number of residences within the local vicinity as this public House is located centrally in the village. One particular affect will be from the Pub Garden. This is an area where a large number of people gather. This area is not enclosed and unmanned at night by the licensee and there have been many instances of late-night arguments and disturbances in the garden, but with no supervision it is impossible to monitor the behaviour of the customers. If the alcohol licence is extended until midnight, the noise could continue in the garden of a residential area, until 1am on a Friday and Saturday night. The area is open to the public from the car park and therefore clients are not moved on past closing time. An enclosed garden, only accessible through the building, with fencing to reduce noise would be hugely beneficial.

Alongside the garden is the car park, this backs on to residential gardens and street. The car doors and loud music from cars, the shouting of goodbyes are all a nuisance to the neighbourhood.

The car park leads into a public footpath which takes the pedestrians to Redwood Drive. As residents of this cul de sac we have already suffered undue noise when there have been late night events at the pub, which we do not want to see as a regular event.



1:1,200

0 5 10 20 Meters

© Crown Copyright and database
right, 2013, Ordnance Survey
100019757

