



COMMENTS ON AN APPLICATION TO VARY A PREMISES LICENCE

OUR REF: 22/00419/LIAPPL	DATE: 24 th March 2022
ADDRESS: The Boot and Slipper 2 Rickmansworth Road Amersham Buckinghamshire HP6 5JN	To: licensing.csb@buckinghamshire.gov.uk From: alison.king@buckinghamshire.gov.uk

Re: Licensing Act 2003 Premises Licence Variation The Boot and Slipper.

I acknowledge receipt of the application to vary the Premises Licence on 8th March 2022 as regards to the above premises.

I am an authorised officer of the Council as set out in Section 69(2)(d) of the Licensing Act 2003. I fulfil the duties of a Responsible Authority as defined by Section 69(4)(e) of the Act in terms the Council's statutory functions associated with the minimisation or prevention of risks associated with pollution to the environment or harm to human health.

I have undertaken a visit to the premises and have reviewed the proposed variation to the Premises Licence in the context of what steps, if any, are appropriate for the promotion of the licensing objectives as described in Section 4 of the Licensing Act 2003 and wish to make a **Representation against the granting of a premises licence on the terms set out in the application.**

The proposed variation identifies a significant addition to the current premises licence by the extension and use of the outside space/existing car park that is to include; covered seating areas, metal/timber and glass verandas, a fireplace, mobile bar and associated storage.

Details provided within the licensing plan undertaken by JS Design Partnership LLP 8056-LIC submitted with the application, reveals the proposal to extend the current

external covers from 96 to 278, which, if unmitigated, would not in my opinion promote the prevention of public nuisance licensing objective.

The application in consideration of the existing Premises Licence requests the provision of performance of live music, playing of recorded music, entertainment of a similar description and the sale by retail of alcohol within the licensable areas as proposed.

In addition to this Licensing application, Environmental Health have also been consulted by the Councils Planning Authority as planning permission is required for this redevelopment, Ref: PL/22/0333/FA. Documentation submitted with the planning application requested the allowance of a sound system to be installed outside, which has not been mentioned within this premises licence variation.

I am concerned about the use of the outside area and the request to provide such entertainment in the outside areas due to the close proximity to residential properties in relation to the prevention of public nuisance objective.

Omission of additional steps in the proposed variation

The proposed application does not provide any further details in relation to the four licensing objectives, only stating in Section M that additional steps to be taken to promote the four licensing objectives will be *'as per existing premises licence granted'*.

The steps that are currently identified in the existing premises licence are necessary and in principle, go some way to securing the overall licensing objectives as stated in the Act; however, they would appear to conflict with the proposed variation requests, specifically with control measures for live and recorded music and the proposed use of the outside of the premises.

Additional steps and control measures necessary to promote the Licensing Objectives

Notwithstanding my comments, above, the application does not contain *all* of the steps that I believe are necessary in order to promote the prevention of public nuisance licensing objective in practice. Specifically, the provision of regulated entertainment on the terms set out in the application, which gives me cause for concern due to the proximity of dwellings to the premises. I would suggest that the following additional measures as being necessary:

- No recorded or live music to be played outside after 22:00
- No serving of alcohol or beverages outside after 22:00

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- All outdoor areas should be cleared of patrons after 22:00
- An appropriate Noise Management Plan that promotes the prevention of public nuisance must be implemented on the premises at all times when licensable activities are taking place and when amplified and live music is being played. A copy of the Noise Management Plan shall be provided upon request by an officer of a responsible authority.
- Prominent, clear and legible notices must be displayed around the outside areas requesting customers to respect nearby residents whilst using the outside areas. (There is already a measure on the existing Premises Licence that addresses the public entering and leaving the premises).
- Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a nuisance to nearby residents.
- Bottles and glass shall not be emptied into glass /recycling bins after 21:00hrs.

The way forward

I welcome contact from the applicant to discuss my specific concerns with view to arriving at a mutually agreeable revised Operating Schedule; if such agreement is reached I understand that a Licensing Sub-committee will hold an expedited hearing to ratify this and grant a Premises Licence (subject to other Representations).

If, however, no such agreement is reached within the prescribed consultation period then I am mindful that this matter will be subject to formal determination by a full Licensing Sub-committee.

If you would like to discuss this case, please do not hesitate to contact me.

With regards

Alison King B.Sc (Hons) MCIEH
Environmental Health Practitioner
Environmental Protection
For Housing and Regulatory Services

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