



APPENDIX 6

Directorate for Planning, Growth and Sustainability

King George V House, King George V Road, Amersham, Bucks HP6
5AW

environmentalhealth@buckinghamshire.gov.uk

01494 732058

www.buckinghamshire.gov.uk

Licensing Authority
Buckinghamshire Council
The Gateway
Gatehouse Road
Aylesbury
Buckinghamshire
HP19 8FF

Dealt with by: Mr A Godman
Direct Line: 01494 732934
Your Ref: RP202304-319146
Date: 9/5/2023
Our Ref: 23/00723/LIAPPL
Email: Andrew.Godman@Buckinghamshire.gov.uk

BY EMAIL

Dear Sir/Madam

Licensing Act 2003

Re: Coppers, 80 Ledborough Lane, Beaconsfield, Buckinghamshire, HP9 2DG

I acknowledge safe receipt of the Premises Licence application documentation (including proposed Operating Schedule) as regards 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 of the Council's statutory functions connected with the minimisation or prevention of risks associated with pollution to the environment or harm to human health.

I have reviewed the proposed Operating Schedule 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 application relates to a dwelling house in relative close proximity to other residential properties. Accordingly, I am concerned that without suitable and sufficient control measures there is a significant potential for disturbance to a number of local residential properties due to noise from deliveries/collections associated with 80 Ledborough Lane.

Inadequacy of the steps cited in the proposed Operating Schedule

The steps that are currently identified in the proposed Operating Schedule are necessary and, in principle, go some way to securing the overall licensing objectives as stated in the Act. However, the current wording of these measures do not permit their direct translation into clear and enforceable licence conditions that reflect the *Crawley Borough Council v Attenborough 2006*

judgement and consequently, in my view, amount to a set of *unreliable* control measures in their current form.

Accordingly, I invite officers of the Licensing Authority to exercise their powers, as recognised in Section 182 guidance, to refine the wording of these measures to render them effective. In particular, I believe that enforceable conditions are needed as regards the following:

- 1) A numerical restriction, i.e. no more than 4, on the number of deliveries/collections per week
- 2) A restriction on the times when deliveries/collections may take place (i.e. between 09:00 - 18:00 only)
- 3) That no member of the public will be granted access to the premises in connection with the *Sale by Retail of Alcohol* licensable activity

The way forward

I would be grateful if I can be kept abreast of any revision to the proposed Operating Schedule conditions flowing from the above so that I can review the relevance and necessity of my Representation.

It is my expectation that a mutually agreeable revised Operating Schedule will emerge from discussions between the applicant and the Licensing Authority. 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.

Yours sincerely,





Mr A Godman
Environmental Health Officer

cc Applicant

[EXTERNAL] RE: PR202304-319146: Premises Licence application - Coppers, 80 Ledborough L



finance@vinitywines.co.uk

To  Andrew Godman;  Licensing Mailbox

Brian

 Follow up. Completed on 10 May 2023.

[Click here to download pictures.](#) To help protect your privacy, Outlook prevented automatic download of some pictures in this message.

You don't often get email from finance@vinitywines.co.uk. [Learn why this is important](#)

Andrew,

Many thanks. These comments are very reasonable. Thank you for your input.

Best regards
Mark Jones,
Finance Department
Vinity Wines
