



Procedure for all hearings before Licensing Panel to determine applications made under the Licensing Act 2003

### Preliminary Points

It has been agreed by Licensing Committee that, in addition to the Declaration of any personal or prejudicial interest (in accordance with the Local Government Act 2000):-

- Any member in whose ward an application premises is situated will declare this and will not take any further part in the hearing of the application
- Any member of a Licensing Panel who wishes to either support or oppose the granting of a licence either personally or on behalf of their constituents, must attend either as a supporter of the application or as an objector and sit in the public gallery. The panel on which that member serves may not hear the application
- Subject to section 100A of the Local Government Act 1972, the panel may exclude the public from all or part of a hearing where it considers that the public interest in doing so outweighs the public interest in the hearing, or that part of the hearing, taking place in public. This will include, at the discretion of the panel the exclusion of the public during its deliberations and its decision making.

### Hearing Process

- 1) General Introduction by Chairman.
- 2) In accordance with the Regulation 23 of The Licensing Act 2003 (Hearings) Regulations 2005 the Chairman of the panel will lead the discussion.
- 3) A Licensing Officer will briefly outline the application for the licence and the procedure to be followed in the hearing.

#### 4) Applicant(s) Case

The objector(s) and/or their representatives and the panel may ask questions of the applicant and/or their representatives.

#### 5) Objector(s) Case(s)

The applicant and/or their representatives and the panel may ask questions of the objector(s) and/or their representatives.

- 6) The Chairman will then ask the applicant if, in light of the representations, they wish to amend the application. The panel will only consider the application laid before it during the decision making.

- 7) Summing up;
- i) Objector(s) Case(s)
  - ii) Applicant(s) Case

8) Conclusion

The Chairman will ask the Licensing Authority Legal Representative whether there are any other matters to be raised or resolved before the hearing is closed for deliberations.

9) Deliberations

Generally speaking the public and the applicant will be excluded when the panel is determining the hearing decision. Once a decision has been reached all parties will be readmitted to the hearing. At this stage the chairman will announce the panel's decision and will give reasons for the decision.

10) Notice of Decision

All parties will be notified of the decision at the earliest possible opportunity.



Home Office

AMENDED GUIDANCE ISSUED  
UNDER SECTION 182 OF  
THE LICENSING ACT 2003

June 2013

# 15. Regulated entertainment

## Types of regulated entertainment

- 15.1 Subject to the conditions, definitions and the exemptions referred to in Schedule 1 (see especially paragraphs 15.9-15.11 below), the types of entertainment regulated by the 2003 Act (as amended by the Live Music Act 2012 and the Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013) are:
- a performance of a play;
  - an exhibition of a film;
  - an indoor sporting event;
  - a boxing or wrestling entertainment;
  - a contest, exhibition or display which combines boxing or wrestling with one or more martial arts ("combined fighting sports");
  - a performance of live music;
  - any playing of recorded music;
  - a performance of dance;
  - entertainment of a similar description to a performance of live music, any playing of recorded music or a performance of dance.

## General circumstances in which entertainment activities are licensable

- 15.2 A more detailed description of some of the above entertainments, and the circumstances in which they are licensable, is given in paragraph 15.10 (for the general overview) and paragraphs 15.29-15.33 (for conditions).
- 15.3 More generally, to be licensable, one or more of these activities needs to be provided (at least partly) to entertain that audience; has to be held on premises made available (again, at least in part) for the purpose of enabling that activity; and must also take place either:
- in the presence of a public audience, or
  - in private, where a charge is made with a view to profit.

## Audience

- 15.4 For the purposes of regulated entertainment, the term "audience" refers to any person for whose entertainment (at least in part) any licensable activities are provided. An audience member need not be, or want to be, entertained: what matters is that an audience is present and that the purpose of the licensable activity is (at least in part) intended to entertain any person present. The audience will not include performers, together with any person who contributes technical skills in substantial support of a performer (for example, a sound engineer or stage technician), during any associated activities. This includes setting up before the entertainment, reasonable breaks (including intervals) between activities and packing up thereafter. Similarly, security staff and bar workers will not form part of the audience while undertaking their duties, which include reasonable breaks.

- 15.5 The amendments made to the 2003 Act by the Live Music Act 2012 ("the 2012 Act") and the Licensing Act 2003 (Descriptions of Entertainment) (Amendment) Order 2013 ("the 2013 Order") do not prevent more than one activity (or for a single activity, more than one performance or event) being held concurrently, provided that the audience for each such performance or event does not exceed the threshold at which such a performance or event becomes licensable. In some circumstances, there will be a clear distinction between performances or events; for example, in separate rooms or on separate floors. However, any person involved in organising or holding these activities must ensure that audiences do not grow or migrate so that the audience exceeds the relevant limit for any one performance or event at any time. If uncertain, it might be easier and more flexible to secure an appropriate authorisation.

### Private events

- 15.6 Events held in private are not licensable unless those attending are charged for the entertainment with a view to making a profit (including raising money for charity). For example, where a party is held for friends in a private dwelling featuring amplified live music, if a charge or contribution is made solely to cover the costs of the entertainment, the activity is not regulated entertainment. Similarly, any charge made to the organiser of a private event by musicians, other performers, or their agents does not of itself make that entertainment licensable – it would only do so if the guests attending were themselves charged by the organiser for that entertainment with a view to achieving a profit. The fact that this might inadvertently result in the organiser making a profit would be irrelevant, as long as there had not been an intention to make a profit.
- 15.7 Schedule 1 to the 2003 Act also makes it clear that before entertainment is regarded as being provided for consideration, a charge has to be:
- made by or on behalf of a person concerned with the organisation or management of the entertainment; and
  - paid by or on behalf of some or all of the persons for whom the entertainment is provided.
- 15.8 Of course, anyone involved in the organisation or provision of entertainment activities – whether or not any such activity is licensable under the 2003 Act – must comply with any applicable duties that may be imposed by other legislation (e.g. crime and disorder, fire, health and safety, noise, nuisance and planning). Any such person should take steps to be aware of relevant best practice, and may find responsible authorities a useful source of expert support and advice.

### Circumstances in which entertainment activities are not licensable

- 15.9 This Guidance cannot give examples of every eventuality or possible entertainment activity. However, the following activities are examples of entertainment which are not licensable:
- education – teaching students to perform music or to dance;
  - activities which involve participation as acts of worship in a religious context;
  - activities that take place in places of public religious worship;
  - the demonstration of a product – for example, a guitar – in a music shop;
  - the rehearsal of a play or performance of music for a private audience where no charge is made with a view to making a profit (including raising money for charity);
  - games played in pubs, youth clubs etc. (e.g. pool, darts, table tennis and billiards);

- stand-up comedy;
- the provision of entertainment facilities (such as dance floors, which were previously licensable under the 2003 Act before its amendment by the 2012 Act).

15.10 As a result of amendments to the 2003 Act by the 2012 Act and the 2013 Order, no licence is required for the following activities to the extent that they take place between 08:00-23:00 on any day:

- a performance of a play in the presence of any audience of no more than 500 people;
- an indoor sporting event in the presence of any audience of no more than 1,000 people;
- most<sup>8</sup> performances of dance in the presence of any audience of no more than 500 people; and
- live music, where the live music comprises:
  - a performance of unamplified live music;
  - a performance of live amplified music in a workplace with an audience of no more than 200 people; or
  - a performance of live music on licensed premises<sup>9</sup> which takes place in the presence of an audience of no more than 200 people, provided that a number of important conditions are satisfied.

So, for example, an indoor sporting event that takes place between 07:00 and 23:30 on a particular day is licensable in respect of activities taking place between 07:00-08:00 and 23:00-23:30. Similarly, where the audience for a performance of dance fluctuates, those activities are licensable if, and for so long as, the number of people in the audience exceeds 500.

15.11 The various effects of the changes made to entertainment licensing under the 2003 Act by the 2012 Act and the 2013 Order are described below. For live music, see paragraphs 15.12 to 15.19 below; and for an explanation of what happens where an existing authorisation imposes conditions on plays, indoor sporting events and dance, see paragraphs 15.29 to 15.33 below,

## Live music and the effect of the Live Music Act 2012

15.12 To encourage more performances of live music, the Live Music Act 2012 amended the 2003 Act by deregulating aspects of the performance of live music so that in certain circumstances live music is not a licensable activity. However, it remains licensable:

- where a performance of live music – whether amplified or unamplified – takes place before 08:00 or after 23:00 on any day;
- where a performance of amplified live music does not take place either on relevant licensed premises, or at a workplace that is not licensed other than for the provision of late night refreshment;
- where a performance of amplified live music takes place at relevant licensed premises at a time when those premises are not open for the purposes of being used for the sale or supply of alcohol for consumption on the premises (see Chapter 3 of this Guidance);

<sup>8</sup> For an explanation of which performances of dance are fully licensable, see paragraph 15.32-15.33.

<sup>9</sup> The Live Music Act 2012 provides that if premises are licensed under the 2003 Act, they cannot also be treated as a workplace for the purpose of the 2012 Act.

- where a performance of amplified live music takes place at relevant licensed premises, or workplaces, in the presence of an audience of more than 200 people; or
  - where a licensing authority intentionally removes the effect of the deregulation provided for by the 2003 Act (as amended by the 2012 Act) when imposing a condition on a premises licence or club premises certificate as a result of a licence review (see paragraphs 15.23-15.24 below).
- 15.13 In any of the above circumstances, unless the performance of live music is appropriately authorised by a premises licence, club premises certificate or Temporary Event Notice, allowing it to take place could lead to enforcement action and, where relevant, a review of the alcohol licence or certificate.
- 15.14 Public performance of live unamplified music that takes place between 08:00 and 23:00 on any day no longer requires a licence in any location. An exception to this is where a specific condition related to live music is included following a review of the premises licence or club premises certificate in respect of relevant licensed premises.
- 15.15 This amendment to the 2003 Act by the 2012 Act means that section 177 of the 2003 Act now only applies to performances of dance.

## Key terms used in the Live Music Act 2012

- 15.16 Under the 'live music' provisions, 'music' includes vocal or instrumental music or any combination of the two. 'Live music' is a performance of live music in the presence of an audience which it is intended to entertain. While a performance of live music can include the playing of some recorded music, 'live' music requires that the performance does not consist entirely of the playing of recorded music without any additional (substantial and continual) creative contribution being made. So, for example, a drum machine or backing track being used to accompany a vocalist or a band would be part of the performance of amplified live music. The performance of a DJ who is merely playing tracks would not be classified as live music, but it might if he or she was performing a set which largely consisted of mixing recorded music to create new sounds. There will inevitably be a degree of judgement as to whether a performance is live music or not and organisers of events should check with their licensing authority if in doubt. In the event of a dispute about whether a performance is live music or not, it will ultimately be for the courts to decide in the individual circumstances of any case.
- 15.17 A "workplace" is as defined in regulation 2(1) of the Workplace (Health, Safety and Welfare) Regulations 1992 and is anywhere that is made available to any person as a place of work. It is a very wide term which can include outdoor spaces, as well as the means of entry and exit.
- 15.18 In addition to what paragraphs 15.4 and 15.5 above say about the way in which the 2003 Act uses the term "audience", people may be part of an audience even if they are not located in exactly the same place as the performers, provided they are present within the audible range of the performance. So, for example, if a band is performing in a marquee, people dancing outside that marquee may nevertheless be members of the audience.
- 15.19 For the purposes of this Chapter only, "relevant licensed premises" refers to premises which are authorised to sell or supply alcohol for consumption on the premises by a premises licence or club premises certificate. Premises cannot benefit from the deregulation introduced by the 2012 Act by virtue of holding an authorisation for the sale or supply of alcohol under a Temporary Event Notice.

## Licence conditions and reviews

- 15.20 The amendments made to the 2003 Act by the Live Music Act 2012 affect conditions relating to live music in licensed premises. Any existing licence conditions on relevant licensed premises (or conditions added on a determination of an application for a premises licence or club premises certificate) which relate to live music remain in place, but are suspended between the hours of 08:00 and 23:00 on the same day where the following conditions are met:
- at the time of the live music, the premises are open for the purposes of being used for the sale or supply of alcohol for consumption on the premises;
  - if the live music is amplified, the performance takes place before an audience of no more than 200 people; and
  - the live music takes place between 08.00 and 23.00 on the same day.
- 15.21 The effect of conditions relating to other activities that are deregulated between 08:00-23:00 is explained in paragraphs 15.29 to 15.33.

## Live music and conditions

- 15.22 In some instances, it will be obvious that a condition relates to live music and will be suspended, for example "during performances of live music all doors and windows must remain closed". In other instances, it might not be so obvious: for example, a condition stating "during performances of Regulated Entertainment all doors and windows must remain closed" would not apply if the only entertainment provided was live music between 08:00 and 23:00 on the same day to an audience of up to 200, but the condition would continue to apply if there was a disco in an adjoining room.
- 15.23 However, even where the 2003 Act (as amended by the 2012 Act) has deregulated aspects of the performance of live music, it remains possible to apply for a review of a premises licence or club premises certificate if there are appropriate grounds to do so. On a review of a premises licence or club premises certificate, section 177A(3) of the 2003 Act permits a licensing authority to lift the suspension and give renewed effect to an existing condition relating to live music. Similarly, under section 177A(4), a licensing authority may add a condition relating to live music as if live music were regulated entertainment, and as if that premises licence or club premises certificate licensed the live music.
- 15.24 An application for a review in relation to relevant premises can be made by a licensing authority, any responsible authority or any other person. Applications for review must still be relevant to one or more of the licensing objectives and meet a number of further requirements (see Chapter 11 of this Guidance for more information about reviews under the 2003 Act).
- 15.25 More general licence conditions (e.g. those relating to overall management of potential noise nuisance) that are not specifically related to the provision of entertainment (e.g. signage asking patrons to leave quietly) will continue to have effect.

## Live music: conditions relating to beer gardens

- 15.26 Beer gardens are often included as part of a premises licence or club premises certificate. Live amplified music that takes place in a beer garden is exempt from licensing requirements, provided the beer garden is included in the licence or certificate applying to the relevant licensed premises, and the performance takes place between 08:00 and 23:00 on the same day before an audience of 200 people or fewer.



- 15.27 Where a beer garden does not form part of the relevant licensed premises and so is not included in plans attached to a premises licence or club premises certificate, it is nevertheless very likely that it will be a workplace. Paragraph 12B of Schedule 1 to the 2003 Act says that a performance of live music in a workplace that does not have a licence (except to provide late night refreshment) is not regulated entertainment if it takes place between 08:00 and 23:00 on the same day in front of an audience of no more than 200 people.
- 15.28 However, a licensing authority may, in appropriate circumstances, impose a licence condition that relates to the performance of live music in an unlicensed beer garden using any associated premises licence or club premises certificate. Provided such a condition is lawfully imposed, it takes effect in accordance with its terms.

### **Conditions relating to plays, dance and indoor sport**

- 15.29 As a result of the 2013 Order, a performance of a play or dance, or an indoor sporting event, will no longer require a licence to the extent that certain qualifying conditions (see paragraph 15.10) are satisfied. Similarly, to the extent that those qualifying conditions are satisfied, any current licence condition that relates to an activity for which a licence is no longer required will (except in the circumstances described in the next paragraph) have no effect.
- 15.30 Where, however, non-licensable activities take place at the same time as other activities for which a licence is required (e.g. the sale or supply of alcohol for consumption on the premises), conditions included in a licence may nevertheless apply to the non-licensable activities in the circumstances set out in paragraphs 15.36 and 15.37 below (conditions relating to other non-licensable activities).
- 15.31 A licence holder who wishes to remove conditions relating to activities that are no longer licensable may apply to the licensing authority for a licence variation. In the course of considering such applications, licensing authorities are encouraged to remove such conditions unless there are sufficiently serious specific concerns about the hosting of deregulated entertainment activities in relation to the remaining licensable activities taking place in the premises in question.
- 15.32 Performances of dance which are "relevant entertainment" within the meaning of the Local Government (Miscellaneous Provisions) Act 1982 ("the 1982 Act") are not affected by the 2013 Order, regardless of the size of the audience or the time of day. "Relevant entertainment" is defined in the 1982 Act as a live performance or live display of nudity that, ignoring financial gain, can be assumed to be provided solely or principally for the purpose of sexually stimulating any member of the audience.
- 15.33 In almost all cases where a performance of dance is potentially licensable as both the provision of relevant entertainment (under the 1982 Act) and regulated entertainment (under the 2003 Act), the 1982 Act disapplies the entertainment licensing regime in the 2003 Act in favour of its stricter regime for the control of sex establishments. However, an authorisation under the 2003 Act will be required where:
- the premises are not licensed as a sex entertainment venue under the 1982 Act, and
  - relevant entertainment has been provided at those premises on no more than 11 occasions in any 12 month period, with none of those occasions lasting longer than 24 hours or taking place within a month of any other such occasion.

### **Conditions relating to combined fighting sports**

- 15.34 The 2013 Order amended the existing descriptions of regulated entertainment to make clear that both an indoor boxing or wrestling entertainment cannot also be an indoor sporting event, and that any contest, exhibition or display combining boxing or wrestling with one or more martial arts ('combined fighting sports') is – whether indoors or not – a boxing or wrestling entertainment.
- 15.35 To the extent that a premises licence or club premises certificate purports to authorise a boxing or wrestling entertainment or combined fighting sports as an 'indoor sporting event', the 2013 Order provides that the authorisation will be treated as having authorised those activities as a boxing or wrestling entertainment. Those activities will continue to be subject to any relevant conditions attached to that authorisation.

### **Conditions relating to other non-licensable activities**

- 15.36 If appropriate for the promotion of the licensing objectives, and if there is a link to remaining licensable activities, conditions that relate to non-licensable activities can be added to or altered on that premises licence or club premises certificate at review following problems occurring at the premises. This has been a feature of licence conditions since the 2003 Act came into force. A relevant example could be the use of conditions relating to large screen broadcasts of certain sporting events which, combined with alcohol consumption, create a genuine risk to the promotion of the licensing objectives. It is also not uncommon for licence conditions relating to the sale of alcohol to restrict access to outside areas, such as unlicensed beer gardens, after a certain time.
- 15.37 Similarly, while karaoke no longer needs licensing as the provision of entertainment facilities (and will generally be classed as a performance of live music – see paragraph 15.16 above) it might, for example, be possible on review to limit the use or volume of a microphone made available for customers, if a problem had occurred because of customers purchasing alcohol for consumption on the premises becoming louder and less aware of causing noise nuisance later in the evening. Another example might be a condition restricting access to a dance floor, where the presence of customers who had been consuming alcohol on the premises had led to serious disorder.

### **Temporary event notices**

- 15.38 The circumstances in which a temporary event notice ("TEN") is required for a performance of live music are described above in paragraph 15.12. In addition, licensing authorities should be aware that, following changes made by the 2013 Order, a TEN is only required for an indoor sporting event or the performance of dance or a play if the activity takes place before 08:00 or after 23:00 on any day. As no more than 499 people can be permitted on authorised premises by a TEN, a TEN cannot authorise the performance of a play or dance, or an indoor sporting event, where such an activity is licensable because the relevant audience limit is exceeded (see paragraph 15.10). Other regulated entertainment, or the sale or supply of alcohol, would need to be authorised by a TEN or a premises licence or club premises certificate.

## More than one entertainment event in the same premises

- 15.39 Where there are different audience limits for different entertainment activities (e.g. 500 for plays or dance, 1,000 for indoor sport) and different activities are occurring at the same premises at the same time, the event organisers must ensure that the audience for each entertainment does not exceed the relevant threshold unless an authorisation is in place for that entertainment. Event organisers will have to consider the possibility of audience migration (see also paragraph 15.5).

## Morris dancing

- 15.40 The amendments to the 2003 Act by the 2012 Act extend the exemption relating to music accompanying morris dancing in paragraph 11 of Schedule 1 to the 2003 Act, so that it applies to the playing of live or recorded music as an integral part of a performance of morris dancing, or similar activity.

## Incidental music

- 15.41 In addition to provisions introduced by the 2012 Act, the performance of live music or playing of recorded music is not regulated entertainment under the 2003 Act if it is 'incidental' to another activity "which is not itself a description of entertainment falling within paragraph 2" of Schedule 1 to the 2003 Act.
- 15.42 As a result of the 2013 Order, the incidental music exemption can apply to an indoor sporting event or a performance of a play or dance for which no licence is required as it takes place between 08:00 and 23:00 on the same day before an audience which does not exceed the relevant limit; such an activity would no longer be a description of entertainment within the meaning of paragraph 2 of Schedule 1 to the 2003 Act. This means that, while a performance of live music or the playing of recorded music cannot be incidental to a boxing or wrestling entertainment, such music may be within the scope of the incidental music exemption for an indoor sporting event or performance of a play or dance for which no licence is required (e.g. because it is an indoor sporting event taking place between 08:00 and 23:00 before an audience which does not exceed 1,000).
- 15.43 Whether or not music is "incidental" to another activity will depend on the facts of each case. In considering whether or not live or recorded music is incidental, one relevant factor will be whether, against a background of the other activities already taking place, the addition of music will create the potential to undermine the promotion of one or more of the four licensing objectives of the 2003 Act. Other factors might include some or all of the following:
- Is the music the main, or one of the main, reasons for people attending the premises and being charged?
  - Is the music advertised as the main attraction?
  - Does the volume of the music disrupt or predominate over other activities, or could it be described as 'background' music?
- 15.44 Conversely, factors which would not normally be relevant in themselves include:
- The number of musicians, e.g. an orchestra providing incidental music at a large exhibition.
  - Whether musicians are paid.

- Whether the performance is pre-arranged.
- Whether a charge is made for admission to the premises.

### **Spontaneous music, singing and dancing**

15.45 The spontaneous performance of music, singing or dancing does not amount to the provision of regulated entertainment and is not a licensable activity because the premises at which these spontaneous activities occur would not have been made available to those taking part for that purpose.

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 DUXBURY'S GARDEN CENTRES 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			
DUXBURY'S GARDEN CENTRES LTD CHAIN HOUSE LANE WHITESTAKE PRESTON			
Post town	PRESTON	Postcode	PR4 4LB
Telephone number at premises (if any)	01772 336664		
Non-domestic rateable value of premises	£ 81,000 - 00 APPROX		

**Part 2 - Applicant Details**

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

- a) an individual or individuals <sup>a</sup>  please complete section (A)
- b) a person other than an individual <sup>a</sup>
  - 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 (s14) 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)

<sup>a</sup> 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	Duxburys Garden Centres LTD
Address	Beaun & Lonsdale 6-10 1st FLOOR OFFICE SUITE HAYM LANE LEMANO PR25 2SD
Registered number (where applicable)	07902889.
Description of applicant (for example, partnership, company, unincorporated association etc.)	LTD COMPANY
Telephone number (if any)	07703 349 364
E-mail address (optional)	Frank@durburysgardenservices.co.uk



**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

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

DD	MM	YYYY
<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/>	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/>

Please give a general description of the premises (please read guidance note 1)

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 any that apply

- 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 late night refreshment (if ticking yes, fill in box I)

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

In all cases complete boxes K, L and M

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 checked="" type="checkbox"/>
Day	Start	Finish			
Mon	9-00	21-00	Please give further details here (please read guidance note 3) charity events, upto 4 per year		
Tues	9-00	21-00			
Wed	9-00	21-00	State any seasonal variations for performing plays (please read guidance note 4)		
Thur	9-00	21-00			
Fri	9-00	21-00	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	9-00	21-00			
Sun	10-30	17-00			

**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 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	9-00	21-00	Charity Events, entertainment for customers, videos to show products, face nights.		
Tues	9-00	21-00			
Wed	9-00	21-00			
Thur	9-00	21-00			
Fri	9-00	21-00			
Sat	9-00	21-00			
Sun	10-30	17-00			
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
			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)		

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) Outdoor activities. Archery, Wall Climbing French Boules or Similar Paint Ball or Similar on Field Darts or Similar
Day	Start	Finish	
Mon	9-00	21-00	Indoor activities, race nights or similar for charities
Tues	9-00	21-00	State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed	9-00	21-00	
Thur	9-00	21-00	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	9-00	21-00	
Sat	9-00	21-00	
Sun	10-30	17-00	

**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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<p><u>Please give further details here (please read guidance note 3)</u></p>       <p><u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u></p>       <p><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 (please read guidance note 5)</u></p>	Both	<input type="checkbox"/>
Tues					
Wed					
Thur					
Fri					
Sat					
Sun					

*n/a.*

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"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	9-00	22-00	Please give further details here (please read guidance note 3) Some charity events Carol Singers Talent show		
Tues	9-00	22-00			
Wed	9-00	22-00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	9-00	22-00			
Fri	9-00	22-00			
Sat	9-00	22-00	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)		
Sun	10-30	17-00			

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 type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Mon	9-00	21-00 22	Please give further details here (please read guidance note 3) Moderate amplification e.g. Christmas songs, which would or could be a bit louder than background music.		
Tues	9-00	21-00 22			
Wed	9-00	21-00 22	State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Thur	9-00	21-00 22			
Fri	9-00	21-00 22	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	9-00	21-00 22			
Sun	10-30	17-00			

As amended  
23/4/13.

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	9-00	22-00	Please give further details here (please read guidance note 3) Charity events Seasonal events such as Christmas e.g. Morris dancers or similar		
Tues	9-00	22-00			
Wed	9-00	22-00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	9-00	22-00			
Fri	9-00	22-00			
Sat	9-00	22-00	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)		
Sun	10-30	17-00			



H

Anything of a similar description to that falling within (c), (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	<u>Will this entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon	9-00	22-00		Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tues	9-00	22-00	<u>Please give further details here</u> (please read guidance note 3) Race nights events or similar Demonstrations of a physical nature e.g. educational pruning techniques or similar		
Wed	9-00	22-00			
Thur	9-00	22-00	<u>State any seasonal variations for entertainment of a similar description to that falling within (c), (f) or (g)</u> (please read guidance note 4)		
Fri	9-00	22-00			
Sat	9-00	22-00	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (c), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	10-30	17-00			

<b>Late night refreshment . Standard days and timings</b> (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both - please tick</b> (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)	
Mon			<i>n/a.</i>	
Tues				
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 4)	
Thur				
Fri			<b>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</b> (please read guidance note 5)	
Sat				
Sun				

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption - please tick (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	9-00	22-00			
Tues	9-00	22-00			
Wed	9-00	22-00			
Thur	9-00	22-00			
Fri	9-00	22-00			
Sat	9-00	22-00			
Sun	10-30	17-00			
			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)		

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

Name	MR FRANK C DUBOURN	
Address	PENYSON HOUSE ALTCAR LANE LEWISLAND	
Postcode	PR25 1LE	
Personal licence number (if known)	COURSE BOOKED FOR 17/4/2013	
Issuing licensing authority (if known)		

K

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).

*NIL CONDITION.*

L

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	9-00	21-00	<p>Christmas Shopping Until 22-00 pm.</p> <p>Non standard timings. Where you intend the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 3)</p> <p>SPECIAL EVENTS THROUGHOUT THE YEAR, NOT BOOKED AS YET.</p>
		22-30	
Tues	9-00	21-00	
		22-30	
Wed	9-00	21-00	
		22-30	
Thur	9-00	21-00	
		22-30	
Fri	9-00	21-00	
		22-30	
Sat	9-00	21-00	
		22-30	
Sun	10-30	17-00	

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

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

1. No binge drinking promotions
2. Any person who appears to be drunk/aggressive will be asked to leave.
3. We provide substantial and quality food.
4. Fire exit signs clearly visible.

b) The prevention of crime and disorder

1. No binge drinking promotions will take place.
2. Registration with Crime prevention initiatives run by the police.

c) Public safety

1. Staff will be fully aware of licensing laws.
2. We will fully support any directives received from the authorities.
3. Maintenance of full risk assessments appropriate for proposed premises operations.
4. Regular safety checks to comply with the relevant law.

d) The prevention of public nuisance

1. All customers are reminded of consideration to the public and other customers in the garden centre and also when leaving the premises in regard to noise level.

Signage

e) The protection of children from harm

1. Training of staff to ensure compliance with the laws in relation to consumption of alcohol by persons under 18 years of age, including prevention of adults buying alcohol for children under 18  
those 18s with a responsible adult.  
Proof of age. If someone appears to be under age

16 As amended on phone 23/4/13.

**Checklist:**

*Please tick to indicate agreement*

- o I have made or enclosed payment of the fee.
- o I have enclosed the plan of the premises.
- o I have sent copies of this application and the plan to responsible authorities and others where applicable.
- o I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- o I understand that I must now advertise my application.
- o I understand that if I do not comply with the above requirements my application will be rejected

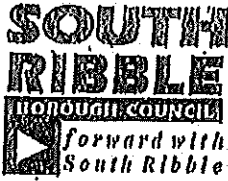
**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 15B OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

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	F. C. Pugh	
Date	24/3/13	
Capacity	DIRECTOR	
For joint applications, signature of 2 <sup>nd</sup> applicant or 2 <sup>nd</sup> 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	F. C. Pugh	
Date	8-4-2013	
Capacity	DIRECTOR	
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)		
Post town		Postcode
Telephone number (if any)		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)		





South Ribble Borough Council  
Licensing Service

Civic Centre  
West Paddock  
Leyland  
Lancashire  
PR25 1DH

Tel: 01772 026320  
Fax: 01772 021 032

Email: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)  
Website: [www.southribble.gov.uk/licensing](http://www.southribble.gov.uk/licensing)

**Consent of individual to being specified as premises supervisor**

I, FRANK C DUXBURY  
(insert full name of prospective premises supervisor)

of:  
PEARSON HOUSE ALCOCK LANE LEYLAND PR25 1LE  
(insert home address of prospective premises supervisor)

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for:

ALCOHOL LICENCE  
(Type of application)

by:  
MR FRANK C DUXBURY  
(insert name of applicant)

relating to a premises licence: TO BE CONFIRMED  
(insert number of existing licence, if any)

For:  
DUXBURY'S GARDEN CENTRES LTD CHAIN HOUSE LANE  
(insert name and address of premises to which the application relates) WHITESTAKE PRESTON PR4 4LB

and any premises licence to be granted or varied in respect of (this application made by:

MR FRANK C DUXBURY  
(insert name of applicant)

Concerning a supply of alcohol at:

DUXBURY'S GARDEN CENTRES LTD CHAIN HOUSE LANE  
(insert name and address of premises to which application relates) WHITESTAKE, PRESTON PR4 4LB

I also confirm that I am applying for, intend to apply for, or currently hold a personal licence, details of which I set out below:

Personal licence number: TO BE CONFIRMED  
(insert personal licence number, if any)

Personal licence issuing Authority:

(insert name and address and telephone number of personal licence issuing authority, if any)

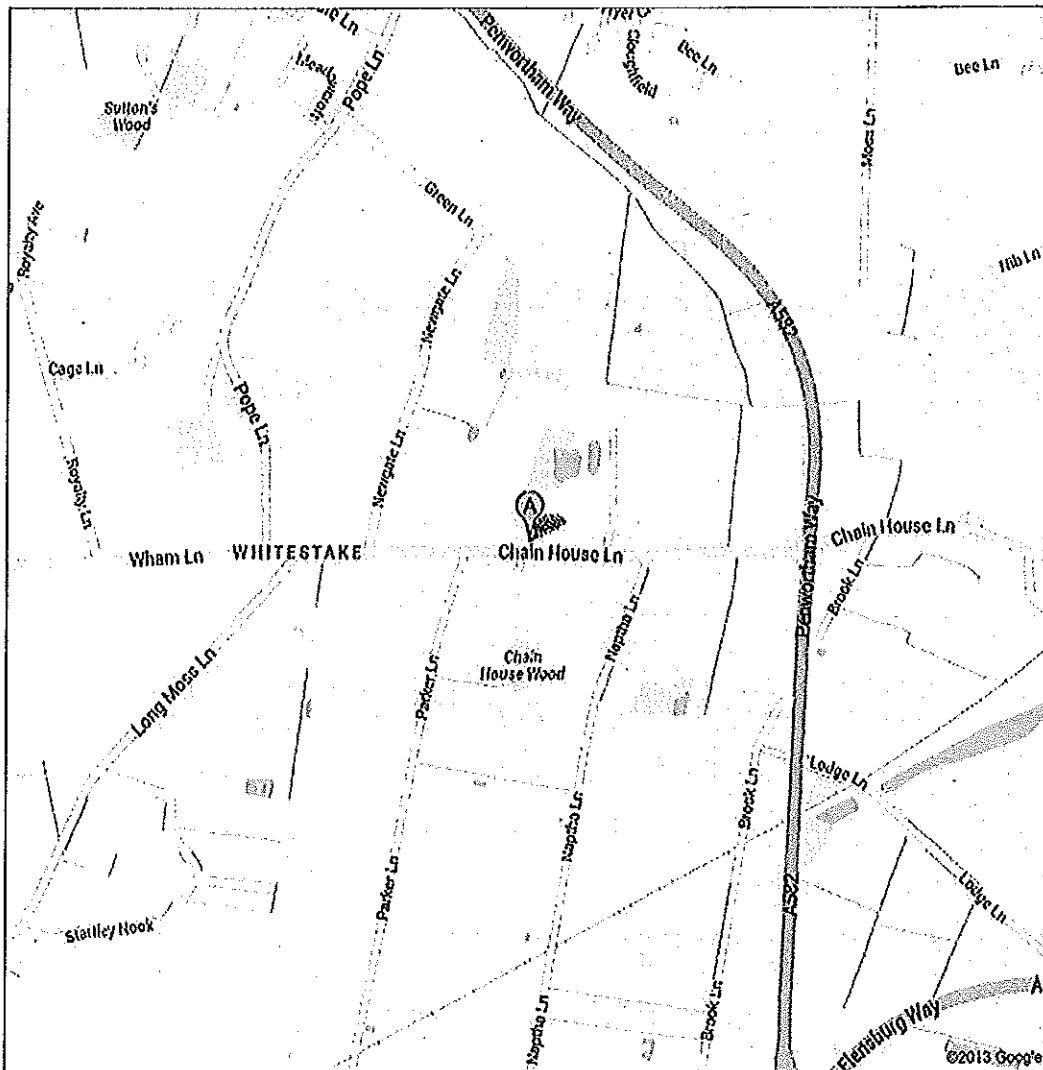
Signed:

Name (please print): FRANK C DUXBURY

Dated: 18/4/13



Address Preston, Lancashire PR4 4LB  
UK



# Lancashire Constabulary

Licensing Unit, Police Station, St Thomas's Road, Chorley, PR7 1DR

Tel: 01257 246215

Mob: 07946 177855

e-mail: [southern-licensing@lancashire.pnn.police.uk](mailto:southern-licensing@lancashire.pnn.police.uk)

5<sup>th</sup> June 2013

Licensing Officer  
South Ribble Borough Council  
Civic Centre  
West Paddock  
Leyland  
PR25 1DH

Dear Sirs

**RE: APPLICATION FOR PREMISES LICENCE**

**Premises:** Duxbury's Garden Centre, Chain House Lane, Whitestake

**Applicants:** Duxbury Garden Centres Ltd

I refer to the above and confirm that the Police have no representations with regard to this new application. However we would like the following adding as conditions on the licence:-

1. The premises shall have an operational CCTV system which covers the area for any retail sale of alcohol and continually records whilst the premises are open for licensable activities and during all times when customers remain on the premises.
2. Appropriate Proof of Age signage i.e. Challenge 21 to be displayed within the premises

Yours faithfully

Linda Robson  
Licensing Officer  
Licensing Unit, Chorley  
01257 246215

► **Licensing Act 2003**  
► **Statutory Consultee Response**



<b>To:</b>	Duxbury's Garden Centres Ltd	<b>From:</b>	Miss Gill Strike
<b>Position:</b>	6 - 10 Hough Lane Leyland Lancashire PR25 2SD	<b>Position:</b>	Senior Environmental Health Officer
<b>Division:</b>	Licensing Services	<b>Division:</b>	Environmental Health
<b>Your Ref:</b>		<b>Our Ref:</b>	13/822/CONLIC
<b>Extension No:</b>		<b>Extension No:</b>	5396
<b>Copy To:</b>		<b>Date:</b>	21 May 2013

**Name of Premises:**

**Address:** Trebaron Garden Centre, Chain House Lane, Whitestake, Preston

**Application No:**

---

Thank-you for consulting me on the above application I have the following comment to make which has been agreed with the applicant:

The licence holder will consult the councils Environmental Health Department no later than 14 days prior to any event involving the provision of outdoor regulated entertainment in order to prevent public nuisance occurring.

Regards

Gillian Strike

▶ **Licensing Act 2003**  
 ▶ **Statutory Consultee Response**



<b>To:</b>	Duxbury's Garden Centres Ltd	<b>From:</b>	Miss Gill Strike
<b>Position:</b>	6 - 10 Hough Lane Leyland Lancashire PR25 2SD	<b>Position:</b>	Senior Environmental Health Officer
<b>Division:</b>	Licensing Services	<b>Division:</b>	Environmental Health
<b>Your Ref:</b>		<b>Our Ref:</b>	13/822/CONLIC
<b>Extension No:</b>		<b>Extension No:</b>	5396
<b>Copy To:</b>		<b>Date:</b>	8 July 2013

**Name of Premises:**

**Address:** Duxburys Garden Centre, Chain House Lane, Whitestake, Preston

**Application No:**

Further to my previous reply I have agreed with the applicant the following amendments<sup>1</sup> to my consultation and would recommend the following conditions.

1. The licence holder will consult the councils Environmental Health Department no later than 21 days prior to any outdoor event and agree appropriate nuisance control measures in order to avoid a public nuisance occurring.
2. Except in an emergency no speakers, amplification or public address systems, shall be used in any outside area.
3. The designated premises supervisor or their representative shall conduct regular assessments of the noise coming from the premises on every occasion the premises are used for regulated entertainment and shall take appropriate steps to reduce the level of noise where it is likely to cause a disturbance to local residents.
4. A written record shall be made of those assessments in a log book kept for that purpose and shall include, the time and date of the checks, the location of the checks, the person making them and the results including any remedial action.

Note to applicant: Checks should be undertaken by persons not directly involved in the regulated entertainment or after a period of at least 10 minutes of being away from any regulated entertainment to allow hearing levels to adjust to the background noise level.

Fire Safety Enforcement  
Bamber Bridge Fire Station  
Cuerden Way  
Bamber Bridge  
Preston PR5 6BJ

Tel No - 01772 334911  
Fax No - 01772 315388



Mr F C Duxbury  
Duxburys Garden Centres Ltd  
Chain House Lane  
Whitestake  
Preston  
PR4 4LB

*Please ask for:* Ian Macdonald  
*Extension:* 5332  
*Email:* bamberbridgefiresafety@lancsfirerescue.org.uk  
*Your ref:*  
*Our Ref:* 1K78/IM/JC  
*Date:* 29 April 2013

Dear Mr Duxbury

## APPLICATION FOR A PREMISES LICENCE



**Legislation:** Licensing Act 2003

**Address of Premises:** Duxburys Garden Centres Ltd  
Chain House Lane  
Whitestake  
Preston  
PR4 4LB

The application for a premises licence to be granted for the above address and accompanying plans have been inspected.

Under the regulations every 'responsible person' is required to carry out a fire risk assessment. This may be done as part of the general Health & Safety Risk Assessment, or as a separate and specific Fire Risk Assessment. Where five or more persons are employed or, a licence or registration is required for trading, the significant findings of the assessment must be recorded.

Please note that inclusion, on the Fire Risk Assessment, of the occupancy figure and the means by which any music making facilities would cease to operate on fire detection and warning, would be required to assist the audit process.

Guidance on complying with the regulations is available in the relevant booklets 'HM Government Publication Fire Safety Risk Assessment', which are available from the Stationery Office, some bookshops, and by downloading them from the internet at:  
<https://www.gov.uk/workplace-fire-safety-your-responsibilities/fire-safety-advice-documents>



The Fire Authority makes no representation with regard to the application for a licence. The above are recommendations for the premises to promote the licensing objective of public safety, but will be requirements under the Regulatory Reform (Fire Safety) Order 2005.

An inspection may occur for the following reasons:

- If the premises are identified as higher risk premises, using a premises fire safety audit form.
- Where structural alteration would require consultation with the local building control office, or where we have been informed of such alterations that may affect the provision of fire precautions.
- In the course of an investigation following the receipt of a formal complaint regarding fire safety.
- After a fire.

If you would like to discuss this or any other matter of fire safety, please contact me on 01772 334911

Yours sincerely



IAN MACDONALD  
for Chief Fire Officer

cc

Niky Barrett, Licensing Officer, South Ribble Borough Council  
File

### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	Mel Booth
Postal and email address	105 Chainhouse Lane Whitestake Preston
Contact telephone number	07970 - 226116

Name of the premises you are making a representation about.	Duxburys Garden Centre
Address of the premises you are making a representation about.	92 Chainhouse Lane, Whitestake

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	Yes	The increase of noise traffic and a temporary swell of population will adversely impact the lives of children
To prevent Public Nuisance	Yes	Too many suburban liquor outlets do social harm to local communities and there are already a number of outlets that adequately serve the local area
To prevent Crime and Disorder	Yes	Because pulled incidents are all too common both on and off the premises and I am unaware of sufficient measures to contain this expected situation
Public Safety	Yes	Alcohol incidents include injuries from traffic accidents, violence, verbal abuse and general acts of so called low level nuisance incidents

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	I request you to reject this application
---	--

N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: Mel Booth Date: 04/06/13

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

This form must be returned within the Statutory Period. Generally 28 days from the day the notice was displayed on the premises or the date specified in the Public Notice in the newspaper.





### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	KAREN BOWE
Postal and email address	4 TURBARY HOUSE BARN CHAIN HOUSE LANE WHITESTAKE PR4 4LB.
Contact telephone number	01772 697818

Name of the premises you are making a representation about.	DUK BURY'S GARDEN CENTRE
Address of the premises you are making a representation about.	

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	<input checked="" type="radio"/> Yes OR <input type="radio"/> No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	YES	I AM A MOTHER OF 3 YOUNG CHILDREN AND AM CONCERNED OF INCREASED TRAFFIC AND THE POSSIBILITY OF INTOXICATED DRIVERS
To prevent Public Nuisance	YES	TO ALLOW THE LICENCE WOULD INCREASE NOISE LEVELS SIGNIFICANTLY, THE AREA IS A QUIET PEACEFUL NEIGHBOURHOOD WITH A LOW LEVEL OF CRIME
To prevent Crime and Disorder	YES	I BELIEVE THAT ALLOWING THE LICENCE WOULD INCREASE ALCOHOL RELATED CRIMES AND VIOLENCE
Public Safety	YES	THE AREA IS HOME TO MANY ELDERLY RESIDENTS WHO ARE AT AN INCREASED RISK OF HARM IF TRAFFIC WAS TO INCREASE OR IF ALCOHOL IS TO BE CONSUMED.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: 

Date: 8/6/2013.

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

This form must be returned within the Statutory Period. Generally 28 days from the day the notice was displayed on the premises or the date specified in the Public Notice in the newspaper.

### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	HAZEL BURT
Postal and email address	82 CHAINHOUSE LANE, WHITESTAKE, PRESTON PR4 4LE. h.burt737@btinternet.com
Contact telephone number	01772 856785

Name of the premises you are making a representation about.	DUXBURY GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAINHOUSE LANE, WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	Yes	There are several children close to the entrance whose sleep will be disturbed by late traffic and possible rowdiness
To prevent Public Nuisance	Yes	Can we be sure the proposed licenceholders can control any disturbances?
To prevent Crime and Disorder	Yes	Easy access over the car park fence to my garden and property alarms me.
Public Safety	Yes	See public nuisance above.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE
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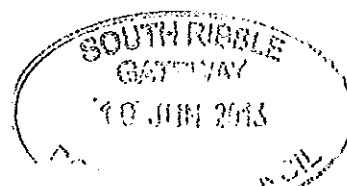
N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *Hazel A. Burt*

Date: 04/06/13

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

This form must be returned within the Statutory Period. Generally 28 days from the day the notice was displayed on the premises or the date specified in the Public Notice in the newspaper.



### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	MRS. D.M. FINNANORE
Postal and email address	106 Chain Street Lane Whitestake Preston PR14 4LS
Contact telephone number	01772 321811

Name of the premises you are making a representation about.	Dunelways Garden Centre
Address of the premises you are making a representation about.	92 Chain Street Lane Whitestake.

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	Yes	I consider this a totally unsuitable use for this area. I have lived here for 47 years & it has always been
To prevent Public Nuisance	Yes	a quiet residential area. I am in my seventies & the noise would affect my sleep & could cause me to suffer ill health.
To prevent Crime and Disorder	Yes	The consumption of alcohol in a residential area could lead to crime or vandalism.
Public Safety	Yes	whitestake has always been a market garden/ horticultural area. we have no public transport after 5 PM & none at all Sundays. So possible drink driving & excess traffic could result.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	None.
---	-------

N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *D.M. Finnamore* Date: 5th June 2013

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

This form must be returned within the Statutory Period. Generally 28 days from the day the notice was displayed on the premises or the date specified in the Public Notice in the newspaper.



### Representation Form.

Interested Person/Body In the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	MRS S FINNEY
Postal and email address	86 CHAINHOUSE LN, TURBARY COTTAGE 9
Contact telephone number	

Name of the premises you are making a representation about.	DUXBURY GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAINHOUSE LN. WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children		MY CHILDREN WOULD MOST DEFINITELY BE AFFECTED BY THE NOISE FACTOR.
To prevent Public Nuisance		SURELY A GARDEN CENTRE IS NOT THE PLACE FOR A CONCERT VENUE. SURELY 9.0AM - 5.30 IS ENOUGH TIME.
To prevent Crime and Disorder		ALCOHOL CONSUMPTION ALWAYS CAUSES CRIME PROBLEMS.
Public Safety		NO OF CARS COMING AND GOING AFTER 10.0PM WOULD NOT BE GOOD FOR LOCAL RESIDENTS.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE. THE NOTICE WAS NOT VISIBLE EXCEPT WHEN THE GARDEN CENTRE WAS CLOSED HOW PEOPLE WERE SUPPOSED TO FIND OUT?
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: S. Finney Date: 9/6/13

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	Claire v Gary Hall
Postal and email address	116 Chainhouse Lane Whitestake PR44LB clairemhall21@gmail.com
Contact telephone number	07645 306122

Name of the premises you are making a representation about.	Duxburys Garden Centre
Address of the premises you are making a representation about.	92 Chainhouse Lane

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	Yes	The noise, roundness and increase in traffic will affect the childrens ability to sleep & make the road even more dangerous
To prevent Public Nuisance <i>Increased noise v nuisance</i>	Yes	Potential public disorder through the consumption of alcohol - until potentially late at night in a SEMI RURAL AREA
To prevent Crime and Disorder	Yes	Risk of criminal damage, increased risk of public disorder.
Public Safety	Yes	Definitely increased road usage. Throughput of speeding traffic has increased dramatically over last few years this will only increase this further.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	No alcohol or restricted licensing hours. Sound proofing of venue Traffic calming measures along the residential parts of the road.
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *Claire Walsh* Date: 6/6/2013

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: licensing@southribble.gov.uk

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Question for the Committee : WHY WERE WE NOT NOTIFIED OF THIS APPLICATION ? We only became aware of it through a neighbour highlighting it.

### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	Melanie Holmes
Postal and email address	1 TURBARY HOUSE BARN CHAIN HOUSE LANE WHITESHIRE, PRESTON PRESTON PR4 4LB
Contact telephone number	07710666739

Name of the premises you are making a representation about.	TURBARY GARDEN CENTRE.
Address of the premises you are making a representation about.	

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	yes	Extra traffic, Extra noise affecting child welfare & development.
To prevent Public Nuisance	yes	late hours, noise, possible intoxication of drivers.
To prevent Crime and Disorder	yes	increased crime due to alcohol consumption.
Public Safety	yes	Extra traffic, drink driving.

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	No alcohol & closure of premises to remain the same.
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed:  Date: 8/6/13

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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## Representation Form.

Interested Person/Body In the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	George M. Howson + June Howson
Postal and email address	78 Chain House Lane WHITESTAKE Preston PR4 4LB markandjune60@hotmail.co.uk
Contact telephone number	01773 321149

Name of the premises you are making a representation about.	Duxburys Garden Centre
Address of the premises you are making a representation about.	9a Chain House Lane whitestake Preston.

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	No	—
To prevent Public Nuisance	YES	How will the licence be monitored and who would be responsible for noise levels and closing times?
To prevent Crime and Disorder	YES	Incidents: our back garden is between us + the garden centre, which is where the car park is. The noise of alarms going off and loud noises from parties.
Public Safety	YES	In past we have experienced from the garden centre, when a function was on that people used the road outside chain house lane to park and blocked our drive. The footpath is only small area and people had to use the road.

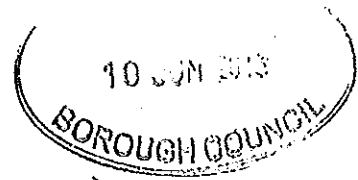
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	None
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: J Howson Date: 11/6/2013

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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## Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	ANNE JOHNSON
Postal and email address	103 CHAIN HOUSE LANE, WHITESTAKE, PRESTON PR4 4LB teazledownlabs@talktalk.net
Contact telephone number	01772 335930

Name of the premises you are making a representation about.	DUXBURY'S GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAIN HOUSE LANE, WHITESTAKE PRESTON

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	YES	MY NIECE'S CHILDREN OFTEN STAY AT WEEKENDS AND I AM CONCERNED FOR THEIR WELFARE IF THERE ARE MORE PASSERS-BY
To prevent Public Nuisance	YES	THIS IS A SEMI-RURAL DISTRICT AND ON THE PREVIOUS OCCASIONS WHEN EVENTS HAVE BEEN HELD AT THE GARDEN CENTRE THE NOISE HAS BEEN VERY INVASIVE, BOTH FROM THE EVENT AND FROM PEDESTRIANS COMING + GOING.
To prevent Crime and Disorder	YES	STATISTICALLY THERE IS A GREATER NUMBER OF CRIME-RELATED INCIDENTS NEAR TO PREMISES WITH AN ALCOHOL LICENCE, I LIVE ALONE + WOULD HAVE GREAT CONCERN IF A LICENCE WAS GRANTED.
Public Safety	YES.	THE COMMENTS ABOVE IN "PUBLIC NUISANCE" ALSO APPLY

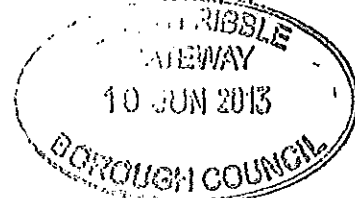
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NO MUSIC LICENCE. NO ALCOHOL LICENCE.
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *A Johnson* Date: 4<sup>th</sup> June 2013

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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103 Chain House Lane  
Whitestake, Preston  
PR4 4LB

South Ribble Borough Council  
Civic Centre  
West Paddock  
Leyland  
PR23 1DH

4<sup>th</sup> June 2013

To Whom It May Concern,

**Re: DUXBURY'S GARDEN CENTRE, 92 CHAIN HOUSE LANE, WHITESTAKE  
APPLICATION FOR ALCOHOL LICENCE AND LATER OPENING HOURS**

I have recently discovered with horror that Duxbury's Garden Centre has applied for a licence to serve alcohol, both indoors and outdoors, including music concerts, and I am writing to object to the application on the grounds of significant noise disturbance and the potential increase in crime.

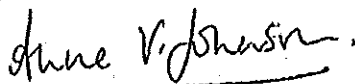
I have lived here since 1988, choosing a semi-rural location because I enjoy the peace and quiet of the surroundings, including that of my neighbours. Whilst accepting that the garden centre has changed ownership, on the few occasions when events such as charity bonfires and Christmas events have been held the increase in the number of pedestrians and cars has resulted in the noise levels seriously impacting on the neighbourhood. Despite the number of trees around, the flatness of this area allows noise to travel very easily over considerable distances.

This is a Green Belt area. Over the years the garden centre has followed the trend of similar outlets and developed a highly commercial range of products which can hardly be related to the growth of and sale of plants; items such as Christmas goods, gifts, books, and fireworks are featured. If it is allowed to host concerts there will be no boundaries concerning the type of music, and the noise levels. Combined with a licence for the sale of alcohol it will be impossible to control the buzz of adrenalin which can quite easily lead to frivolities which get out of hand and seriously impact on nearby homes.

In recent weeks an outdoor party was held at a house slightly further away from my home than is the garden centre, in the opposite direction. Whilst the noise was probably not excessively loud it was still quite intrusive, through closed windows and solid walls, until it ended. I have no objection to occasional private celebrations but the activities which are suggested on the licence application would presumably be far more frequent and as such are totally inappropriate for this neighbourhood.

I accept that businesses must diversify in order to stay afloat in these difficult financial times but in doing so there must be some regard for the consideration and protection of the immediate vicinity and the local inhabitants. The fishing lake and the owl sanctuary provide a haven of tranquillity: to allow an alcohol and music licence would be the antipathy of this.

Yours truly,



Anne V. Johnson



### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	CAROL AND RALPH LIVESEY.
Postal and email address	80 CHAINHOUSE HANE WHITESTAKE PRESTON LANCAS PR24 4L3
Contact telephone number	01772 312312.

Name of the premises you are making a representation about.	DOXBOLLYS GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAINHOUSE HANE WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	YES	THE NOISE <del>OF</del> OF CARS A NIGHT, IS ALARMS GOING OFF DEOR SLAMMING WILL DISTURBE ALL ARE SLEEP NOT JUST THE LOCAL CHILDREN.
To prevent Public Nuisance	YES	WE CHOSE TO LIVE IN THE COUNTRY TO AVOID EVERYTHING THAT GRANNY THIS LICENSE WILL BRING NOISE / PEOPLE WORRIED ABOUT WATE AT NIGHT. DRUNK.!
To prevent Crime and Disorder	YES	IN OUR <del>OPINION</del> OPINION DOXBOLLYS WILL ONLY BE RESPONSABLE FOR THOSE customer whilst they are on there Premises leaving us the neighbours to deal with what happens when they leave.
Public Safety	YES	AS ABOVE

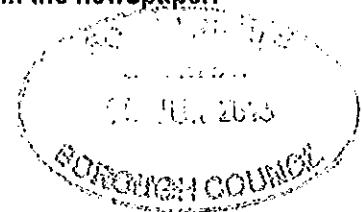
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *Carol Livesey* Date: 4/6/13.

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	HELEN POWLEY
Postal and email address	122 CHAIN HOUSE LANE WHITESTAKE PRESTON PR4 4UB
Contact telephone number	07983554098

Name of the premises you are making a representation about.	DUKBURY'S GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAIN HOUSE LANE WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	No	-
To prevent Public Nuisance	YES	GENERAL ROWDINESS DUE TO ALCOHOL CONSUMPTION
To prevent Crime and Disorder	YES	AS ABOVE
Public Safety	YES	AS ABOVE

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *H Powley*      Date: 5.6.13

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	DAMIAN AND DIANE WALMSLEY
Postal and email address	100 CHAIN HOUSE LANE WHITESTAKE PRESTON, PR4 4CB damian.walmsley@moorcandsmalley.co.uk
Contact telephone number	07855 350197

Name of the premises you are making a representation about.	DUXBURY'S GARDEN CENTRE
Address of the premises you are making a representation about.	92 CHAIN HOUSE LANE WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	YES	THE NOISE AND ROWDINESS THAT ALCOHOL BRING WILL AFFECT OUR 2 YOUNG CHILDREN'S SLEEP
To prevent Public Nuisance	YES	WE HAVE MAJOR CONCERNS OVER HOW THE LICENSE WILL BE MONITORED IN TERMS OF CLOSING TIMES ANY DEALING WITH ANY
To prevent Crime and Disorder	YES	INCIDENTS. THERE IS ONLY A DOMESTIC FENCE BETWEEN US AND 92 CHAIN HOUSE LANE.
Public Safety	YES	SEE PUBLIC NUISANCE ABOVE

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	NONE
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *Damian Walmsley* Date: 31/5/2013

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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*100 Chain House Lane, Whitestake, Preston, Lancashire, PR4 4LB*

30 May 2013

South Ribble Borough

Council Civic Centre

West Paddock

Leyland

Lancashire

PR25 1DH

Dear Sirs

**DUXBURYS GARDEN CENTRE 92 CHAIN HOUSE LANE WHITESTAKE  
APPLICATION FOR ALCOHOLIC LICENCE AND LATER OPENING HOURS**

My family live next door to the above garden centre and we are aware that the garden centre has applied for an alcoholic license for both indoor and outdoor use.

We wish to object to this application due to the noise and possible behavioural issues the license could cause. The garden centre currently closes at 5.30pm each day apart from a Sunday when it closes at 4.30pm. The application is to keep the centre open to 10pm each day apart from a Sunday when it plans to shut at 7pm.

We have two young children both at primary school and my wife and I are extremely concerned about the impact of late nights, particularly with alcohol concerned, will have on their ability to get a good night's sleep. Noise and rowdiness go hand in hand with drink and the garden centre café is situated very near to the back of our house.

We are also very concerned over security issues as well as there is only a domestic fence between the two properties.

The licence application mentions music concerts, plays and other events which again could all go on till 10pm. The garden centre has never been used for this purpose since it was first built and in fact with the fishing lake and aviary it was set up for quite the opposite. Rock and pop events and all that they bring are not appropriate or welcome.

Our neighbours and ourselves live in a quiet peaceful area surrounded by lots of animals and nature. We wish every success to the garden centre following its change of ownership but we strongly object to it changing its use from a garden centre to an entertainments venue.

Yours faithfully,

A handwritten signature in black ink, appearing to read 'D Walmsley', written in a cursive style.

**Damian Walmsley**

### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	VIVIENNE WHITLOW
Postal and email address	120. CHAIN HOUSE LANE WHITESTAKE NR. PRESTON LANCAS PR4 4LB
Contact telephone number	01772 612 675

Name of the premises you are making a representation about.	DUXBURY GARDEN CENTRE
Address of the premises you are making a representation about.	92. CHAIN HOUSE LANE WHITESTAKE

Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children		
To prevent Public Nuisance	YES	NOISE AND LIGHTING ON MANY OCCASIONS WILL GREATLY DISTURB THE BIRDS OF PREY, WHICH ARE VERY NEAR TO THE DEVELOPMENT, ON SAME SITE
To prevent Crime and Disorder	YES	THERE HAVE ALREADY BEEN SOME INCIDENTS OF VANDALISM AND ROBBERY ON THE SITE
Public Safety	YES	THIS IS A RURAL AREA, WE ENJOY THE PEACEFUL SURROUNDINGS WE HAVE AT PRESENT AND ALTHOUGH SUPPOSED TO BE A QUIET ROAD, IT IS VERY BUSY A LOT OF THE TIME, NOT NEEDING MORE TRAFFIC

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: *V. Whitlow* Date: *5.6.2013*

Please return this form along with any additional sheets to: Licensing Unit, South Ribble Borough Council, Civic Centre, West Paddock, Leyland, Lancashire PR25 1DH or email to: [licensing@southribble.gov.uk](mailto:licensing@southribble.gov.uk)

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### Representation Form.

Interested Person/Body in the vicinity of the premises detailed below

Your Name/Company Name/Name of Body you represent.	NEIL AND BARBARA WORTH
Postal and email address	76, CHAINHOUSE LANE, WHITESTAKE, PRESTON, PR4 4LB
Contact telephone number	01772 629743 (Mob) 07930 336179

Name of the premises you are making a representation about.	DUXBURYS GARDEN CENTRE
Address of the premises you are making a representation about.	92, CHAIN HOUSE LANE, WHITESTAKE

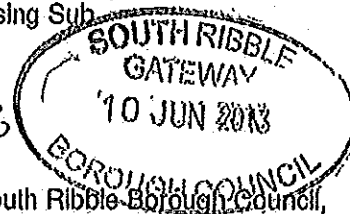
Your representation must relate to one of the four Licensing Objectives. Please state yes or no.	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
The Prevention of Harm to Children	YES	NOISE LEVELS WOULD OBVIOUSLY AFFECT SMALL CHILDREN IN THE AREA SLEEPING.
To prevent Public Nuisance	YES	WE ARE CONCERNED ABOUT THE NOISE LEVELS IN THE EVENING AS THE CAR PARK BACKS ONTO OUR PREMISES.
To prevent Crime and Disorder	YES	WE ARE CONCERNED ABOUT OUR SECURITY IN THE EVENING BECAUSE THE GARDEN CENTRE CURRENTLY CLOSSES ITS GATES AT 5.30.
Public Safety	YES	THIS IS A QUIET & PEACEFUL AREA

THE BUILDING WAS CONSTRUCTED AS A GARDEN CENTRE, AND DOES NOT HAVE

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account.	THE INFRASTRUCTURE TO CONTAIN NOISE LEVELS.
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N.B If you do make a representation you will be expected to attend the Licensing Sub Committee and any subsequent appeal proceeding.

Signed: B H Worth Date: 6/6/13



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