



BROMSGROVE DISTRICT COUNCIL

MEETING OF THE LICENSING SUB-COMMITTEE

THURSDAY 14TH JUNE 2012
AT 1.30 P.M.

COMMITTEE ROOM, THE COUNCIL HOUSE, BURCOT LANE, BROMSGROVE

MEMBERS: Councillors Mrs. R. L. Dent, Ms. M. T. Buxton and L. J. Turner
S. Shannon (Substitute Member)

AGENDA

LICENSING SUB-COMMITTEE HEARING PROCEDURE (Pages 1 - 4)

1. Appointment of Chairman for the meeting
2. To receive apologies for absence and notification of substitutes
3. Declarations of Interest
4. Application for a Premises Licence in respect of Manor Hill House, Swan Lane, Upton Warren, Bromsgrove, B61 9HE (Pages 5 - 34)
5. To consider any other business, details of which have been notified to the Head of Legal, Equalities and Democratic Services prior to the commencement of the meeting and which the Chairman considers to be of so urgent a nature that it cannot wait until the next meeting

K. DICKS
Chief Executive

The Council House
Burcot Lane
BROMSGROVE
Worcestershire
B60 1AA

6th June 2012



INFORMATION FOR THE PUBLIC

Access to Information

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000 has further broadened these rights, and limited exemptions under the 1985 Act.

- You can attend all Council, Cabinet and Committee/Board meetings, except for any part of the meeting when the business would disclose confidential or “exempt” information.
- You can inspect agenda and public reports at least five days before the date of the meeting.
- You can inspect minutes of the Council, Cabinet and its Committees/Boards for up to six years following a meeting.
- You can have access, upon request, to the background papers on which reports are based for a period of up to six years from the date of the meeting. These are listed at the end of each report.
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You can access the following documents:

- Meeting Agendas
- Meeting Minutes
- The Council’s Constitution

at www.bromsgrove.gov.uk

Declaration of Interests - Explained

Definition of Interests

A Member has a **PERSONAL INTEREST** if the issue being discussed at a meeting affects the well-being or finances of the Member, the Member's family or a close associate more than most other people who live in the ward affected by the issue.

Personal interests are also things relating to an interest the Member must register, such as any outside bodies to which the Member has been appointed by the Council or membership of certain public bodies.

A personal interest is also a **PREJUDICIAL INTEREST** if it affects:

- The finances, or
- A regulatory function (such as licensing or planning)

Of the Member, the Member's family or a close associate **AND** which a reasonable member of the public with knowledge of the facts would believe likely to harm or impair the Member's ability to judge the public interest.

Declaring Interests

If a Member has an interest they must normally declare it at the start of the meeting or as soon as they realise they have the interest.

EXCEPTION:

If a Member has a **PERSONAL INTEREST** which arises because of membership of another public body the Member only needs to declare it if and when they speak on the matter.

If a Member has both a **PERSONAL AND PREJUDICIAL INTEREST** they must not debate or vote on the matter and must leave the room.

EXCEPTION:

If a Member has a prejudicial interest in a matter being discussed at a meeting at which members of the public are allowed to make representations, give evidence or answer questions about the matter, the Member has the same rights as the public and can also attend the meeting to make representations, give evidence or answer questions **BUT THE MEMBER MUST LEAVE THE ROOM ONCE THEY HAVE FINISHED AND CANNOT DEBATE OR VOTE.**

However, the Member must not use these rights to seek to improperly influence a decision in which they have a prejudicial interest.

For further information please contact Committee Services, Legal, Equalities and Democratic Services, Bromsgrove District Council, The Council House, Burcot Lane, Bromsgrove, B60 1AA

Tel: 01527 873232 Fax: 01527 881414

Web: www.bromsgrove.gov.uk email: committee@bromsgrove.gov.uk

Appendix

LICENSING SUB-COMMITTEE

HEARING PROCEDURE

1. The Chairman will open the hearing and introduce members of the Sub-Committee and officers present.
2. The Chairman will ask all other parties present to introduce themselves.
3. The Chairman will inform those present that the meeting is being recorded.
4. The Chairman will remind the Applicant that he/she can be represented by a legal representative at his/her own expense.
5. The Senior Licensing Practitioner will present the report.
6. The Chairman will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the Senior Licensing Practitioner.
7. The Chairman will invite the Applicant and/or his/her representative to present his/her case and call any witnesses. The Applicant will be allowed a maximum of 10 minutes to present the case.
8. The Chairman will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the Applicant and/or his/her representative.
9. The Chairman will invite the Responsible Authorities to present their representations. New representations must not be raised. The Responsible Authorities will be allowed a total of 10 minutes to present their case(s). If two or more Responsible Authorities wish to address the Sub-Committee the 10 minutes will be divided between them.
10. The Chairman will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the Responsible Authorities.
11. Interested Parties will be invited to present their representations or elect a spokesperson (which may be a Councillor) to speak on their behalf. New representations must not be raised. A maximum of 10 minutes will be allowed for the Interested Parties to present their case(s). If two or more Interested Parties wish to address the Sub-Committee the 10 minutes will be divided between them.

- 12. The Chairman will invite Members of the Sub-Committee and all other parties present to put any relevant questions to the Interested Parties.**
- 13. The Interested Parties will be invited to sum up. A maximum of 5 minutes will be allowed.**
- 14. The Responsible Authorities will be invited to sum up. A maximum of 5 minutes will be allowed.**
- 15. The Applicant will be invited to sum up. A maximum of 5 minutes will be allowed.**
- 16. At the conclusion of the hearing all parties, including the Senior Licensing Practitioner, will be asked to withdraw. The Members of the Sub-Committee, the Legal Adviser and the Democratic Services Officer will remain.**
- 17. Once the Sub-Committee has reached its decision, all parties will be invited to return. The Sub-Committee's decision, together with the reasons for the decision, will be announced by the Chairman.**
- 18. The Sub-Committee's decision will be confirmed in writing to the Applicant and those parties who made representations.**

Please Note:

1. ***Each application coming before the Licensing Sub-Committee will be treated on its own merits, and the Sub-Committee will take its decision based upon:***
 - a) ***the promotion of the four licensing objectives, as given by the Licensing Act 2003, namely:***
 - ***the prevention of crime and disorder;***
 - ***public safety;***
 - ***the prevention of public nuisance; and***
 - ***the protection of children from harm;***
 -
 - b) ***Bromsgrove District Council's Statement of Licensing Policy;***
 - c) ***guidance issued under section 182 of the Licensing Act 2003; and***
 - d) ***the Licensing Act 2003.***
2. ***The Chairman may require any person who in his/her opinion is behaving in a disruptive manner to leave the meeting, and may refuse to permit that person to return, or permit him/her to return only on such conditions as the Chairman may specify. However, such person may, before the end of the hearing, submit in writing any information which he/she would have been entitled to have given orally at the meeting had he/she not been required to leave.***
3. ***Decisions may be taken in the absence of the Applicant or any other party. All notices and representations received from absent parties will be considered.***
4. ***Questioning must not be hostile or intended to unfairly undermine the position of any party.***
5. ***Late evidence will only be considered with the agreement of all parties present.***
6. ***In cases where a decision cannot be given at the end of the hearing, the decision will be made within 5 working days.***
7. ***An appeal to the Magistrates' Court against the Sub-Committee's decision must be lodged within 21 days of the date on which all parties were notified in writing of the decision of the Licensing Sub-Committee.***
8. ***All meetings are recorded.***

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LICENSING SUB-COMMITTEE

Date: 14th June 2012

APPLICATION FOR A PREMISES LICENCE – MANOR HILL HOUSE, SWAN LANE, UPTON WARREN, BROMSGROVE, B61 9HE

Relevant Portfolio Holder	Councillor Kit Taylor
Portfolio Holder Consulted	No
Relevant Head of Service	Steve Jorden – Head of Worcestershire Regulatory Services.
Wards Affected	All Wards
Non-Key Decision	

1. SUMMARY OF PROPOSALS

- 1.1 To consider an application for a Premise licence made by Mr Michael Moffett & Mrs Emma Kathleen Moffett to sell alcohol and provide regulated entertainment both on and off the premise at Manor Hill House, Swan Lane, Upton Warren, Bromsgrove, B61 9HE. This application is brought before the Licensing Sub-Committee following receipt of a relevant objection.

2. RECOMMENDATIONS

- 2.1 **The Sub-Committee is asked to RESOLVE**

whether or not, having regard to the licensing objectives, the Guidance issued under section 182 of the Licensing Act 2003, the Borough Council's Statement of Licensing Policy, the applicant's proposed Operating Schedule and relevant representations made by responsible authorities;

To grant or refuse the application

- 2) **If the Licensing Sub-Committee is minded to approve the application;**
- a) **to attach relevant Mandatory Conditions; and**
 - b) **to consider, with due regard to the statutory licensing objectives and the relevant representation received, whether to attach any appropriate conditions.**

3. KEY ISSUES

Financial Implications

- 3.1 The Statutory Fee of £100.00 has been paid.

Legal Implications

LICENSING SUB-COMMITTEE

Date: 14th June 2012

- 3.2 The Sub-Committee should have regard to any National Guidance set down under S182 of the Licensing Act 2003 and the Bromsgrove District Council Statement of Licensing Policy.
- 3.3 The Committee is obliged to determine this application with a view to the promotion of the licensing objectives which are:
- The Prevention of Crime and Disorder
 - Public Safety
 - The Prevention of Public Nuisance
 - The Protection of Children from Harm.
- 3.4 The Sub-Committee must also have regard to the representations made and the evidence it hears.
- 3.5 The Committee must take such of the following steps as it considers necessary for the promotion of the licensing objectives:
- (a) Grant the application as asked
 - (b) Modify or impose conditions on the licence, by altering or omitting or adding to them.
 - (c) Reject the application.
- 3.6 The Sub-Committee is asked to note that it may not modify the conditions or reject the whole or part of the application merely because it considers it desirable to do so. It must actually be necessary in order to promote the licensing objectives.
- 3.7 The Human Rights Act 1998 incorporates human rights under the European Convention into English law. Article 6 provides that, in the determination of a person's civil rights, everyone is entitled to a fair and public hearing. In this respect, third parties whose property rights may be adversely affected and, of course, applicants themselves, should be allowed to address the Committee if they wish to do so.

Service/Operational Implications

- 3.8 An application for a new Premises Licence for Manor Hill House, Swan Lane, Upton Warren, Bromsgrove, B61 9HE, made by Mr Michael Moffett & Mrs Emma Kathleen Moffett was received by the Bromsgrove District Council on the 18th April 2012. Application attached as **Appendix 1**.
- 3.9 On the 21st May 2012 Bromsgrove District Council received a letter objecting to the application made by Mr & Mrs Moffett. A copy of the letter is attached as **Appendix 2**.
- 3.10 The applicant's have confirmed that the application has been advertised in the local paper.

LICENSING SUB-COMMITTEE

Date: 14th June 2012

3.11 No objections have been received from the Responsible Authorities which includes:

- Police Licensing Officer
- Fire Safety Officer;
- Borough Planning Officers;
- County Trading Standards and Child Protection Agency

3.12 A Plan of the location of the premise is attached as **Appendix 3**.

Customer / Equalities and Diversity Implications

3.12 None

4. RISK MANAGEMENT

4.1 None

5. APPENDICES

Appendix 1 Application Form, Plan
Appendix 2 Objection letter from resident
Appendix 3 Plan of location of premise

6. BACKGROUND PAPERS

Licensing Act 2003
Guidance under S182 of the Licensing Act 2003
Statement of Licensing Policy

AUTHOR OF REPORT

Name: Sayful Alom – Licensing Officer
E Mail: sayful.alom@worcsregservices.gov.uk
Tel: (01527) 881454

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Appendix 2

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 MICHAEL MORRISON & EMMA MORRISON
(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

MARSA HILL HOUSE
SWAN LANE
UPTON WARREN

Post town	<u>BRUNNENSVILLE</u>	Post code	<u>B61 9HE</u>
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Telephone number at premises (if any)	<u>01222 861200</u>
Non-domestic rateable value of premises	£ <u>N/A</u>

Part 2 - Applicant Details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname				First names	
I am 18 years old or over <input type="checkbox"/> Please tick yes					
Current postal address if different from premises address					
Post Town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname				First names	
I am 18 years old or over <input type="checkbox"/> Please tick yes					

Current postal address if different from premises address		
Post Town		Postcode
Daytime contact telephone number		
E-mail address (optional)		

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name	<i>MICHAEL MORRIST & KIMIA KATHLEEN MORRIST</i>	
Address	<i>MANDE HILL, SWAN LANE UPSON WARREN BROMSGROVE B61 9NE</i>	
Registered number (where applicable)	<i>MICHAEL MORRIST 18050691</i>	
Description of applicant (for example, partnership, company, unincorporated association etc.)	<i>PARTNERSHIP</i>	
Telephone number (if any)	<i>01522</i>	<i>861 250</i>
E-mail address (optional)	<i>INFO@MANOR KITCHENS. CO. UK.</i>	

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
<i>01</i>	<i>06</i>	<i>2012</i>

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

Day	Month	Year
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DETACHED PROPERTY WITH LARGE GARDENS IN A
RURAL LOCATION WITH NO IMMEDIATE NEIGHBOURS.

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

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

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of entertainment facilities:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j) (if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

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

In all cases complete boxes N, O and P

A

Plays	Standard days and timings (please read guidance note 6)		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)		
	Day	Start	Finish	Indoors	Outdoors
Mon	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
Tue	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
Wed	10.00	14.00		<input type="checkbox"/>	<input checked="" type="checkbox"/>
Thur	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
Fri	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
Sat	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
Sun	10.00	14.00		<input type="checkbox"/>	<input type="checkbox"/>
<p><u>State any seasonal variations for performing plays</u> (please read guidance note 4)</p>					
<p><u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)</p>					

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)			
Day	Start	Finish				Indoors	Outdoors	Both
Mon	10.00	24.00	Please give further details here (please read guidance note 3)			<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tue	10.00	24.00						
Wed	10.00	24.00	State any seasonal variations for the exhibition of films (please read guidance note 4)					
Thur	10.00	24.00						
Fri	10.00	24.00	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)					
Sat	10.00	24.00						
Sun	10.00	24.00						

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			<p><u>State any seasonal variations for indoor sporting events (please read guidance note 4)</u></p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			
			<p><u>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)</u></p>

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

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)		
Day	Start	Finish	Indoors	Outdoors
Mon	10.00	24.00	<input type="checkbox"/>	<input type="checkbox"/>
Tue	10.00	24.00	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Wed	10.00	24.00	Please give further details here (please read guidance note 3)	
Thur	10.00	24.00	Music may be performed as unperformed.	
Fri	10.00	24.00	State any seasonal variations for the performance of live music (please read guidance note 4)	
Sat	10.00	24.00	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	10.00	24.00		

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)			
Day	Start	Finish	Indoors	Outdoors	
Mon	10.00	24.00	<input type="checkbox"/>	<input type="checkbox"/>	
Tue	10.00	24.00	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Wed	10.00	24.00	<p><u>Please give further details here (please read guidance note 3)</u></p> <p><i>Music May Be Amplified</i> etc</p>		
Thur	10.00	24.00			
Fri	10.00	24.00	<p><u>State any seasonal variations for the playing of recorded music (please read guidance note 4)</u></p>		
Sat	10.00	24.00			
Sun	10.00	24.00	<p><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)</u></p>		

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)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon	10.00	24.00	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tue	10.00	24.00	Please give further details here (please read guidance note 3)		
Wed	10.00	24.00			
Thur	10.00	24.00	State any seasonal variations for the performance of dance (please read guidance note 4)		
Fri	10.00	24.00			
Sat	10.00	24.00	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	10.00	24.00			

H

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

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing <i>IF VICARICAL SUNDAY, HEATING AND LIGHTING</i>		
Day	Start	Finish	Will the facilities for making music be indoors or outdoors or both – please tick (please read guidance note 2)		
			Indoors	Outdoors	Both
Mon	18.00	24.00	Please give further details here (please read guidance note 3)		
Tue	18.00	24.00	<i>MUSIC MAY BE AMPLIFIED OR UNAMPLIFIED</i>		
Wed	18.00	24.00	State any seasonal variations for the provision of facilities for making music (please read guidance note 4)		
Thur	18.00	24.00			
Fri	18.00	24.00	Non standard timings. Where you intend to use the premises for provision of facilities for making music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	18.00	24.00			
Sun	18.00	24.00			

Provision of facilities for dancing Standard days and timings (please read guidance note 6)		Will the facilities for dancing be indoors or outdoors or both – please tick (see guidance note 2)			
Day	Start	Finish	Indoors	Outdoors	
Mon	10.00	24.00	<input type="checkbox"/>	<input type="checkbox"/>	
Tue	10.00	24.00	<input type="checkbox"/>	<input checked="" type="checkbox"/>	
Wed	10.00	24.00	<p><u>Please give further details here (please read guidance note 3)</u></p> <p><i>Music, HEATING & LIGHTING.</i></p>		
Thur	10.00	24.00			
Fri	10.00	24.00	<p><u>State any seasonal variations for providing dancing facilities (please read guidance note 4)</u></p>		
Sat	10.00	24.00			
Sun	10.00	24.00	<p><u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u></p>		

K

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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		
Day	Start	Finish	Indoors	Outdoors	Both
Mon	10.00	24.00	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Tue	10.00	24.00	<p><u>Please give further details here (please read guidance note 3)</u></p> <p><i>ANCILLARY TO FUNCTION BRIND KIELD</i></p>		
Wed	10.00	24.00			
Thur	10.00	24.00			
Fri	10.00	24.00	<p><u>State any seasonal variations for the provision of late night refreshment (please read guidance note 4)</u></p>		
Sat	10.00	24.00			
Sun	10.00	24.00			
			<p><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)</u></p>		

Supply of alcohol Standard days and timings (please read guidance note 6)		Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	
Day	Start	Finish	On the premises <input type="checkbox"/>
Mon	10.00	24.00	Off the premises <input type="checkbox"/>
Tue	10.00	24.00	Both <input checked="" type="checkbox"/>
Wed	10.00	24.00	
Thur	10.00	24.00	
Fri	10.00	24.00	
Sat	10.00	24.00	
Sun	10.00	24.00	

State any seasonal variations for the supply of alcohol (please read guidance note 4)

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 premises supervisor

Name	MICHAEL MORRIS		
Address	MANOE HILL HOUSE SWAN LAKE WATON WYANEN BRANSTON		
Postcode	BB1 4HG		
Personal Licence number (if known)	18050691		
Issuing licensing authority (if known)	BRANSTON DISTRICT COUNCIL		

N

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

NONE

O

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	10.00	24.00	
Tue	10.00	24.00	
Wed	10.00	24.00	
Thur	10.00	24.00	
Fri	10.00	24.00	
Sat	10.00	24.00	
Sun	10.00	24.00	

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

Consent of individual to being specified as premises supervisor

I MICHAEL MORFITT
[full name of prospective premises supervisor]

of MANOR HILL HOUSIE SWAN LANE

UPTON WARREN

BROMSGROVE RB1 9HE

[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

NEW PREMISES LICENCE [type of application]

by MICHAEL MORFITT & EMMA MORFITT [name of applicant]

relating to a premises licence [number of existing licence, if any]

for MANOR HILL HOUSIE SWAN LANE

UPTON WARREN

BROMSGROVE RB1 9HE

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by MICHAEL MORFITT & EMMA MORFITT [name of applicant]

concerning the supply of alcohol at MANOR HILL HOUSIE

SWAN LANE UPTON WARREN

BROMSGROVE RB1 9HE

[name and address of premises to which application relates].

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 18058691

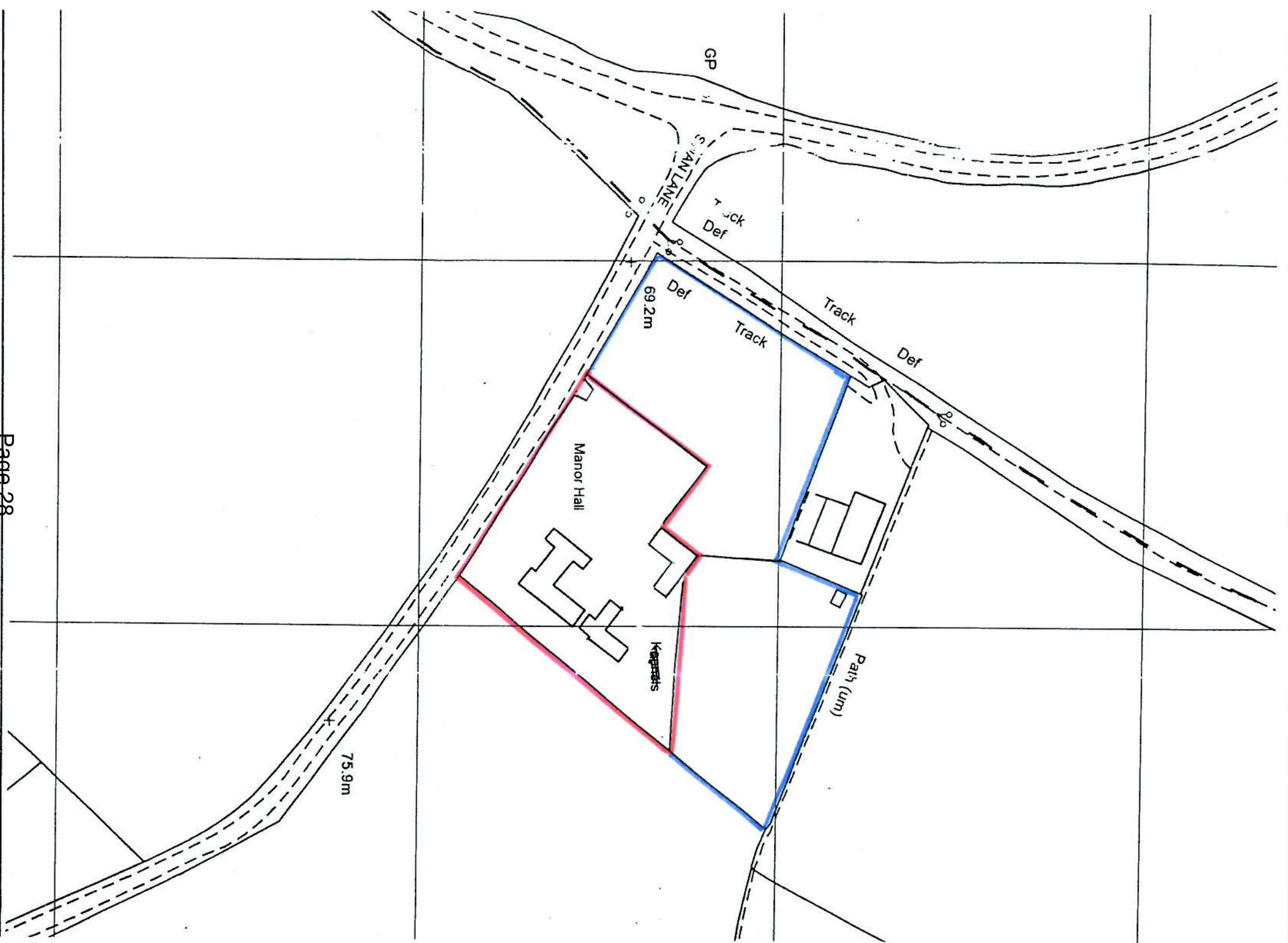
[insert personal licence number, if any]

Personal licence issuing authority BROMSGROVE DISTRICT COUNCIL
[insert name and address and telephone number of personal licence issuing authority, if any]

M MORFITT signed

MICHAEL MORFITT name (please print)

18 APRIL 2012 dated



Appendix 2

18/05/2012

[REDACTED]
Swan Lane
Upton Warren
Bromsgrove
Worcestershire
[REDACTED]

Dear Sir / Madam,

I write to register my concern and dismay to the proposal to licence the adjacent property of Manor Hill. Whilst I was not notified directly through the planning consultation process of the recent planning application to convert the former residential dwelling house of Manor Hill, into a wedding venue, I therefore have had no realisation of the proposed scheme to be subsequently brought forward, or an opportunity to express any of my grave concerns to the scheme, which I may of otherwise had. It is perhaps rather fortunate that I happened across the public notification displayed on a Telegraph pole outside Manor Hill relating to a licencing application. I was only made aware of it during routine livestock fencing checks of the field opposite Manor Hill which forms part of the wider [REDACTED] estate, a working livestock farm and home to both a pedigree rare breed herd of cattle and just as importantly, a rare breed flock of sheep recognised to be at risk from extinction.

Whilst I appreciate that the planning application has been presided over and determined in favour of the applicants and cannot be rescinded, I am deeply concerned to the operation of the premises, especially if licensed and now that several wedding venues have already been undertaken. Whilst I appreciate that my residential amenity may not have been taken into account, given that the farmhouse and barn complex is located 300 to 400 metres away from the site; I can hear not only the loud music from the wedding venue at the nearby Grafton Manor Hotel, but now also to my dismay the music from Manor Hill when a wedding venue is also now

underway, but this is not my main concern, albeit it is a concern nonetheless. My significant concern is that the noise pollution from not only the loud music but also of late night revellers, perhaps whom may have had a few to drink and may not be as respectful to their surroundings when leaving as they would normally be. This granting of a licence would have profound future implications upon the way I work my livestock farm if a licence is permitted at the premises.

The reason for my grave concern is that until very recently, the field directly opposite the site and fronting Swan Lane used to be grazed by my pedigree herd which contains a very sizeable Bull, as well as Steers and Bullocks, effectively large wild beasts. If spooked, these creatures become nervous and erratic. Due to this, I have now had to move all livestock out of this field as I feel it is now untenable for grazing any of my livestock, especially over the summer months when wedding parties are likely to spill out into the external space of Manor Hill. As a consequence this field has now been closed off to all our livestock indefinitely and rendered useless and redundant until a solution can be realised. As I am a livestock farmer only, who has been carefully undertaking the animal husbandry processes and practices whilst undertaking careful land management and field rotations over the past 40 years to ensure the land remains effective, it has left me in a quandary as historically I have always kept the cattle and especially the bulls, out of respect to the public, away from the public footpaths that run through my farm; however, I now have no choice but to put the livestock within those fields containing the public footpaths and now both the cattle and sheep are running together, a highly unsustainable practice as I am already having to supplement their diet at considerable expense, as the fields currently being used can now not support this number of livestock due to lack of pasture land availability.

I would be able to tolerate and accommodate my neighbour's practice if it was used possibly as a one off wedding venue for perhaps a family member as I would be able to work alongside them by moving livestock out of the field for the duration of a wedding party, but to have this level of activity happening every week is grossly unfair to not only myself and my livestock but also to the way I operate my business.

It is virtually impossible for me to change my long term farm management strategy and nor is it sustainable. Furthermore, moving my entire operation is not a viable option I could explore. I therefore have deep concerns that licensing the neighbouring premises will allow permits for all types of celebrations, not only through noise pollution through music and the coming and going of revellers but also light pollution from the premises, such as the lights from disco's shining out of the windows facing onto my field. Granting a licence, may also allow permits for fireworks to be set off from the premises – which goes without saying the grave consequences that can be experienced when these, AND livestock, are mixed together in relation to such an event. I am also gravely worried that Chinese lanterns may also be set off in celebration, a notoriously dangerous object to livestock, as debris falling within fields containing livestock has subsequently been eaten by the livestock, as recognised in statements released to farmers by the Department for Environment, Food and Rural Affairs. Additionally, localised and vast surrounding arable fields within the vicinity could fire up during summer months causing substantial field fires. Furthermore, I include a picture of balloon debris that was found in the field in question neighbouring Manor Hill which, if not spotted sooner, may have caused terminal and irreparable damage to the herd if consumed, which only further goes to prove my point.

Within recent years I have also experienced difficulties with a gypsy traveller community site moving in illegally adjacent to the farm boundary on the opposite side of the farm. I faced numerous difficulties during this period through their actions, not least with their dogs attacking and worrying my sheep, killing several of them, and severely maiming and wounding several more. The police have been involved on numerous occasions and fortunately Wychavon District Council were successful in the High Court, to some degree, for getting some of the families removed from the site now known as Bywater Farm, effectively a field divided up into pony paddocks with part of the field occupied now by a temporary home, permitted for a five year period.

I therefore respectfully request that you consider my observations and difficulties I have experienced and am likely to experience if the premises Manor Hill, were to be granted with a licence. If you wish to contact me to arrange a mutually convenient appointment to walk through the farm or discuss the issues raised, then please do not hesitate to contact me on either telephone number [REDACTED] or mobile telephone [REDACTED]

Yours Sincerely

[REDACTED]

Map

Field previously used for Cattle Grazing Manor Hill Photograph of Balloon debris



Bywater Farm

Key:

Red line – Boundary to South Lodge Farm

Yellow Line – Public Right of Way

Picture of Balloon Debris located in the now redundant livestock grazing filed

Manor Hill



Appendix 3



manor hill house swan lane near Redditch,
United Kingdom

A. Manor Hill House Weddings

Swan Lane, Bromsgrove, Worcestershire B61
9HE
01527 861200
4 reviews

Prices converted at current exchange - [Disclaimer](#)

