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**Licensing Act 2003**

## Premises Licence Application Pack

(Review of a Premises Licence or  
Club Premises Certificate)  
(under Section 51/Section 87)

**This application pack is where a responsible authority or any other person may apply to the Newcastle-under-Lyme Borough Council for a review of the licence/certificate.**

### Introduction

A review of the licence/certificate can be applied for by:

- a) Any other person
  - i) a person living in the vicinity of the premises
  - ii) a body representing persons living in the vicinity of the premises
  - iii) a person involved in business in the vicinity of the premises
  - iv) a body representing persons involved in business in the vicinity of the premises
  
- b) a responsible authority
  - i) Newcastle Police
  - ii) Staffs Fire & Rescue Service
  - iii) Staffordshire County Council, Trading Standards
  - iv) Principal Environmental Health Officer
  - v) Head of Planning & Development Manager
  
- c) member of club (for Club Premises Certificates only)

This pack includes an application form and an explanation of the application procedure. If you have any specific questions please **contact us:**

Licensing Section  
Central Services  
Civic Offices  
Merrial Street  
Newcastle-under-Lyme  
Staffordshire  
ST5 2AG

Telephone: 01782 742249 or 742231  
Fax: 01782 711032  
E-Mail: [licensing@newcastle-staffs.gov.uk](mailto:licensing@newcastle-staffs.gov.uk)

#### **WHAT do I need to apply?**

You must submit these items:

- a completed application form (attached);
- a copy of the completed application form must be sent to all the other responsible authorities, and the premises licence holder or club holding the club premises certificate, as appropriate.

# Licensing Act 2003

# NEWCASTLE · UNDER · LYME

## BOROUGH COUNCIL



### Application to the review of a premises licence or club premises certificate 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, Cllr David Becket

*(Insert name of applicant)*

**Apply for the review of a premises licence under Section 51/apply for the review of a club premises certificate under Section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

|  |  |
|--|--|
| <b>Premises Licence/Club Premises Certificate Number (if known):</b> |  |
|--|--|

### **PART 1 – PREMISES OR CLUB PREMISES DETAILS**

|  |                   |                  |   |   |   |   |   |   |  |  |
|--|-------------------|------------------|---|---|---|---|---|---|--|--|
| <b>Premises Name</b>                                   | Betley Court Farm |                  |   |   |   |   |   |   |  |  |
| <b>Address (if none Ordnance Survey Map Reference)</b> | Main Road         |                  |   |   |   |   |   |   |  |  |
|  | Betley            |                  |   |   |   |   |   |   |  |  |
|  | crewe             | <b>Post Code</b> | C | W | 3 | 9 | B | H |  |  |
| <b>Telephone: Day</b>                                  |                   |                  |   |   |   |   |   |   |  |  |
| <b>Evening</b>   |                   | <b>Mobile</b>    |   |   |   |   |   |   |  |  |
| <b>Fax</b>   |                   |                  |   |   |   |   |   |   |  |  |
| <b>E-Mail</b>  |                   |                  |   |   |   |   |   |   |  |  |

|   |               |
|---|---------------|
| <b>Name of Premises Licence Holder or club holding club premises certificate (if known)</b> | George Bailey |
|---|---------------|

**PART 2 – APPLICANT DETAILS**

Please tick yes

I am

- 1) an interested person (please complete (A) or (B) below)
- i) a person living in the vicinity of the have a legal interest in the
  - ii) a body representing persons living in the vicinity of the premises
  - iii) a person involved in business in the vicinity of the premises
  - iv) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

**(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)**

|  |  |                  |             |   |   |   |   |   |  |  |
|--|--|------------------|-------------|---|---|---|---|---|--|--|
| <b>Title</b>   | Cllr   |                  |             |   |   |   |   |   |  |  |
| <b>Surname</b>   | Becket   |                  |             |   |   |   |   |   |  |  |
| <b>Forenames</b>                                       | David William  |                  |             |   |   |   |   |   |  |  |
| I am 18 years old or over <input type="checkbox"/> yes |  |                  |             |   |   |   |   |   |  |  |
| <b>Address</b>   | 25 Ladygates   |                  |             |   |   |   |   |   |  |  |
|  | Betley   |                  |             |   |   |   |   |   |  |  |
|  | Crewe  | <b>Post Code</b> | C           | W | 3 | 9 | A | N |  |  |
| <b>Telephone: Day</b>                                  | 01270 820474   |                  |             |   |   |   |   |   |  |  |
| <b>Evening</b>   | 01270 820474   | <b>Mobile</b>    | 07976361265 |   |   |   |   |   |  |  |
| <b>Fax</b>   |  |                  |             |   |   |   |   |   |  |  |
| <b>E-Mail</b>  | <a href="mailto:David.becket@newcastle-staffs.gov.uk">David.becket@newcastle-staffs.gov.uk</a> |                  |             |   |   |   |   |   |  |  |

**(B) DETAILS OF OTHER APPLICANT**

|                |           |  |  |  |  |        |  |  |  |  |  |
|----------------|-----------|--|--|--|--|--------|--|--|--|--|--|
| Name           |           |  |  |  |  |        |  |  |  |  |  |
| Address        |           |  |  |  |  |        |  |  |  |  |  |
|                |           |  |  |  |  |        |  |  |  |  |  |
|                |           |  |  |  |  |        |  |  |  |  |  |
|                | Post Code |  |  |  |  |        |  |  |  |  |  |
| Telephone: Day |           |  |  |  |  |        |  |  |  |  |  |
| Evening        |           |  |  |  |  | Mobile |  |  |  |  |  |
| Fax            |           |  |  |  |  |        |  |  |  |  |  |
| E-Mail         |           |  |  |  |  |        |  |  |  |  |  |

**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

|                |           |  |  |  |  |        |  |  |  |  |  |
|----------------|-----------|--|--|--|--|--------|--|--|--|--|--|
| Name           |           |  |  |  |  |        |  |  |  |  |  |
| Address        |           |  |  |  |  |        |  |  |  |  |  |
|                |           |  |  |  |  |        |  |  |  |  |  |
|                |           |  |  |  |  |        |  |  |  |  |  |
|                | Post Code |  |  |  |  |        |  |  |  |  |  |
| Telephone: Day |           |  |  |  |  |        |  |  |  |  |  |
| Evening        |           |  |  |  |  | Mobile |  |  |  |  |  |
| Fax            |           |  |  |  |  |        |  |  |  |  |  |
| E-Mail         |           |  |  |  |  |        |  |  |  |  |  |

This application to review relates to the following licensing objective(s)

- Please tick one or more boxes
- 1) the prevention of crime and disorder
  - 2) public safety X
  - 3) the prevention of public nuisance X
  - 4) the protection of children from harm

**Please state the ground(s) for review (please read guidance note 1)**

This application for a review refers to the three-day event license at Betley Court Farm. Held on 9, 10, 11 August. 2013

There was public nuisance on the 9<sup>th</sup> and 10<sup>th</sup>, mainly in the form of noise. There was a public safety issue resulting from the use of the area in the vicinity of the Swan for Private Hire Vehicles to pick up customers

**PUBLIC NUISANCE**  
 The event on Sunday 11<sup>th</sup> created a **significant** public nuisance to the residents of Betley for the following reasons.

The noise, which at times exceeded the 65db Limit in 15 min started at 0900 and finished at 2230 causing considerable discomfort to many and interfering with normal village functions such the church services.  
 In particular I witnessed noise in the vicinity of Court Walk that was painful.  
 On the Sunday it was not just the noise level but the foul language that could be heard throughout the village

Residents were disturbed by the noise caused by erecting the site well into the early hours, and by sound testing starting at 9am on the Sunday morning.

It was reported to me that there was drunkenness and drug taking on site, with the bar staff serving patrons who were already drunk.  
 These patrons were allowed to spill out into the village streets:  
 It is reported to me that security staff threw some out with no concern as to the effect on the community.

Residents witnessed concert goers using the exit and the A531 to reach the southern (Newcastle side) car park. This resulted in a general disturbance with many residents feeling intimidated by the large number of drunks.

There was urination in the streets in front gardens and in at least one case the back garden. I witnessed one such case.

It is reported to me that there was fighting on site with at least one fight spilling out into Betley. (East Lawns)

**PUBLIC SAFETY**

On the Friday night there was traffic confusion in the vicinity of Common Lane/A531, caused by vehicles exiting the site via Common Lane. Common Lane is single track, part unadopted, and the traffic prevented resident's access their properties, this would have included emergency vehicles.

There was traffic confusion on all three nights caused by Private Hire vehicles picking up booked passengers from the Swan. A number of vehicles drove onto pavements. Whilst it might be possible to control where Taxis pick up it is not possible to control pre booked private hire.

The site has very restricted access, one single width access to the main car park, and one similar to a secondary access. This caused frustration for drivers when leaving, up to one-hour delay was reported, and some aggressive driving when they did reach the main road.

### GENERAL

A site in the centre of a village and with very restricted access is not really suitable for a pop festival. The numbers were not very impressive this year, attendance at each event less than sometimes seen at Betley Show and Betley Bonfire. If the event took off and approached Cropredy level there would be almost solid traffic jams between Newcastle and Crewe. If this event is to continue the traffic situation must be monitored.

The emergency telephone given to residents did not function.

The reason the Sunday was particularly bad was the choice of group, a Manchester based alternative rock band with a history of drug and alcohol abuse in their audiences. A licence cannot specify what type of group is allowed to perform; therefore conditions must be applied to meet all possible eventualities.

### OPTIONS

The Committee has three choices

1. Take no action
2. Make variations to the licence to incorporate the recommendations from Environmental Health and local residents.
3. Revoke the licence

I suggest that in the light of events option 1 is not on, and it is unlikely that the evidence would support Option 3. However it is accepted that there were issues with the event, particularly on the Sunday. As the licence is in perpetuity, the licence holder can change and the type of performer cannot be specified it is important that any changes are made through a review. This upholds the democratic process and permits interested parties to make comment.

The variations required in option two include:

Re-siting the stage and have it pointing away from the village  
Improved sound monitoring, with the control desk for the stage sound having direct notification of the sound levels at the monitoring stations, with instructions to take action if they are exceeded

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Noise management programme agreed with Environmental Health Officers.

No work on site after midnight.

No sound testing until one hour before the event opens.

No vehicular access to the site from Common Lane.

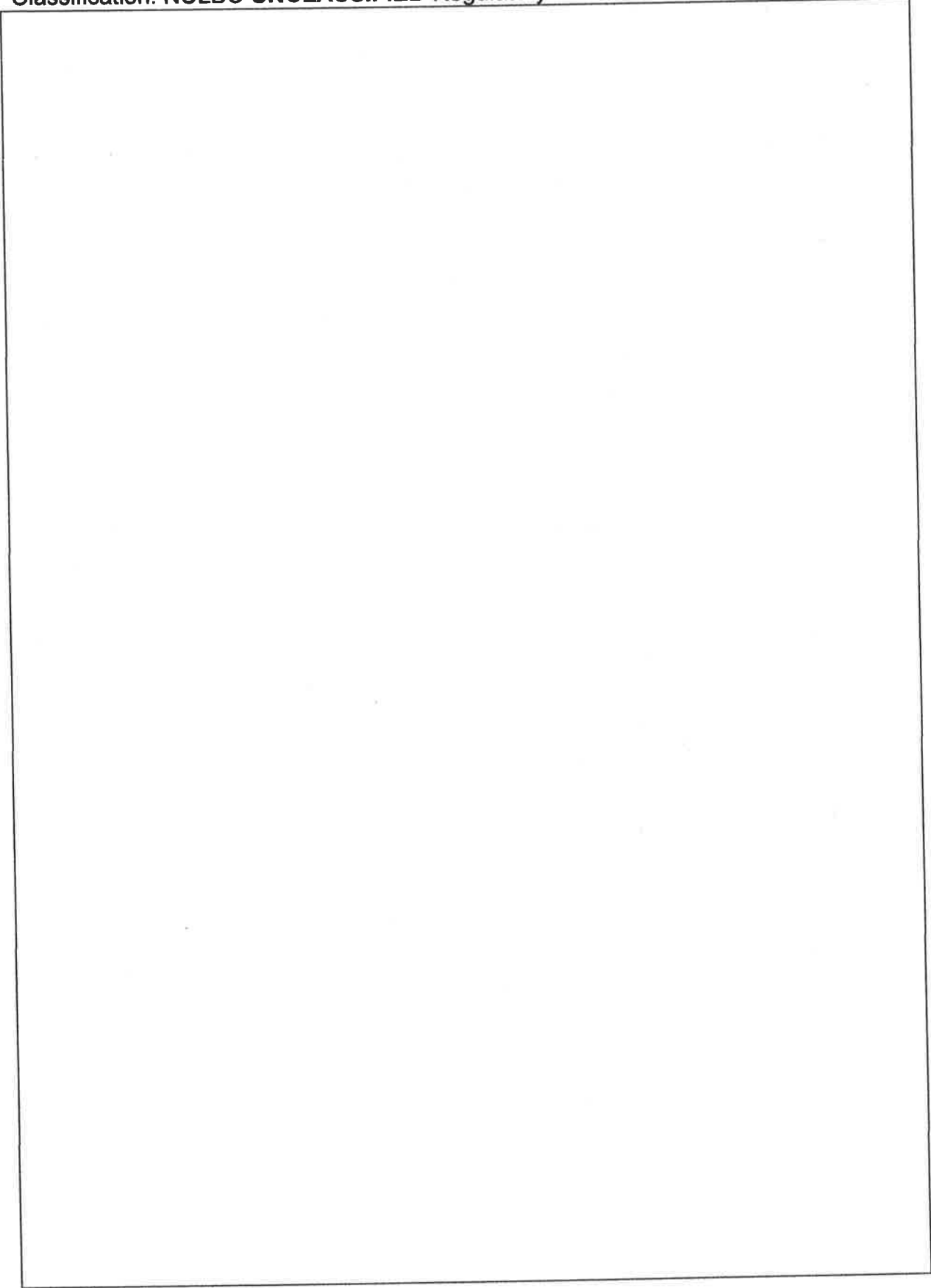
Security patrols in the main road.

Security to control private hire pickup in the centre of the village.

Restriction in the number of vehicles to be parked in each single vehicle entry car park. (This is in the interest of organisers and patrons, as well as local safety)

**(Please provide as much information as possible to support the application  
(please read guidance note 2)**





Please tick

Classification: NULBC **UNCLASSIFIED** Regulatory

Have you made an application for review relating to this premise before

If yes please state the date of that application

|      |  |  |  |  |  |  |
|------|--|--|--|--|--|--|
| Date |  |  |  |  |  |  |
|------|--|--|--|--|--|--|

If you have made representations before relating to this premises please state what they were and when you made them

Please tick


Classification: NULBC UNCLASSIFIED Regulatory

- I have sent copies of this form and enclosures to the responsible  authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my  application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.**

**PART 3 - SIGNATURES** (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

|           |   |      |   |   |   |   |   |   |
|-----------|---|------|---|---|---|---|---|---|
| Signature |  | Date | 2 | 7 | 0 | 2 | 1 | 4 |
| Capacity  |   |      |   |   |   |   |   |   |

**Contact name (where not previously give) and address for correspondence associated with this notice (please read guidance note 4)**

**25 Ladygates, Betley**

**Post Town  
Crewe**

**Post Code  
CW3 9AN**

**Telephone number (if any)  
01270 820474**

**If you would prefer us to correspond with you by e-mail your e-mail address:**

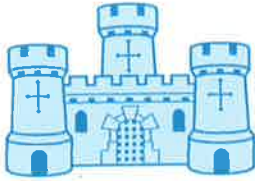
**becket@phoncoop.coop**



### **Guidance Notes**

For completing a Review of a Premises Licence or Club Premises Certificate

- 1 The ground(s) for review must be based on one of the licensing objectives.
- 2 Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
- 3 The application form must be signed.
- 4 An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 5 This is the address which we shall use to correspond with you about this application.



# NEWCASTLE·UNDER·LYME BOROUGH COUNCIL

## Licensing Department Customer Satisfaction Survey

The Licensing Section provides a wide range of services to many customers throughout the Borough. These services comprise:

- The Licensing Act 2003 including:
  - Premises Licences
  - Temporary Event Notices
  - Variations to Designated Premises Supervisors
  - Variations to Premises Licences
- Private Hire
- Taxis

We are always looking at ways in which to improve, and we would ask you to spare a few minutes of your time to fill in the questionnaire.

Your feedback will help us to do this.

**Q1. How did we do?**

**How satisfied were you:**

|  | Very satisfied           | Fairly Satisfied         | Neither Satisfied nor Dissatisfied | Fairly Dissatisfied      | Very Dissatisfied        |
|--|--------------------------|--------------------------|------------------------------------|--------------------------|--------------------------|
| With the appointment times offered prior to your visit           | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the location of the offices                                 | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the opening hours of the offices                            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the length of time you waited to speak to a member of staff | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With any information you were given                              | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With how competent the staff were                                | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With how helpful the staff were                                  | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the length of time it took to resolve your query            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the payment methods available                               | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| That your business was treated fairly                            | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |
| With the overall level of service                                | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>           | <input type="checkbox"/> | <input type="checkbox"/> |

**If you have answered either fairly or very dissatisfied to any of the above questions please add any further comments or suggestions here that may help us to improve the services we provide:**

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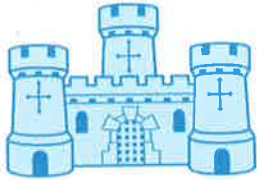


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**Please Turn Over For Questions 2, 3 and 4.**



# NEWCASTLE·UNDER·LYME BOROUGH COUNCIL

**Q2. Are you male or female?**

Male  Female

**Q3. What is your age?**

Under 18       25 – 34       45 – 54       65 – 74  
 18 – 24       35 – 44       55 – 64       75 +

**Q4. To which of these groups do you consider you belong?**

|   |  |                                      |
|---|--|--------------------------------------|
| <input type="checkbox"/> White British          | <input type="checkbox"/> Mixed African   | <input type="checkbox"/> Pakistani   |
| <input type="checkbox"/> White Irish            | <input type="checkbox"/> Mixed Asian     | <input type="checkbox"/> Bangladeshi |
| <input type="checkbox"/> White Eastern European | <input type="checkbox"/> Black Caribbean | <input type="checkbox"/> Chinese     |
| <input type="checkbox"/> White Gypsy/Traveller  | <input type="checkbox"/> Black African   | <input type="checkbox"/> Other       |
| <input type="checkbox"/> Mixed Caribbean        | <input type="checkbox"/> Indian          |                                      |

If other, please state \_\_\_\_\_

**I would like to thank you for taking the time to complete this questionnaire**

**Please return this with your application form to:**

**The Licensing Section  
Central Services  
Civic Offices  
Merrial Street  
Newcastle-under-Lyme  
Staffs  
ST5 2AG**

## NATIONAL FRAUD INITIATIVE

The Council is required under Section 6 of the Audit commission act, 1988 to participate in the National Fraud Initiative data matching exercise. Information provided to determine Licensing applications will be supplied to the Audit Commission and used for cross system, cross authority and other comparison purposes for the prevention and detection of fraud.

### YOUR GUIDE TO DATA PROTECTION

The Data Protection Act 1998 gives you rights, as our customers, about how your personal information is obtained and used by Newcastle-under-Lyme Borough Council. The Act also places obligations on the Council.

This Guide informs you of your rights under the Data Protection Act and details how we handle your information.

#### WHAT INFORMATION DO WE HOLD AND HOW DO WE OBTAIN IT?

In addition to the information that you provide to us, we generally receive information about you from one or more of the following sources:

- The Police
- Local Government Departments
- Other Government Departments

#### FOR WHAT PURPOSES DO WE HOLD THE INFORMATION?

We use your information for one or a number of purposes, which are outlined below:

- To process your Licensing application, enforcement and issue a Licence.
- To maintain a public register where appropriate.
- We must protect the public funds that we handle, so we may use the information you have provided on this form for the prevention and detection of fraud and crime. We may also share this information for the same purpose with other organisations that handle public funds and bodies involved in the investigation and detection of crime.

#### CARING FOR YOUR DATA

We undertake that we will have in place a level of security appropriate to the nature of the data and the harm that might result from a breach of security.

We further undertake that we will:

- Not hold information about you which is excessive in relation to the purpose for which it is processed.
- Keep any information about you accurate and, where necessary, up to date. **To help us do this, please keep us informed if any of your details change.**
- Not keep data processed for any purpose or purposes longer than necessary.
- Process your information in accordance with your rights under the Data Protection Act.

**YOU HAVE CERTAIN RIGHTS UNDER THE DATA PROTECTION ACT IN RELATION TO THE INFORMATION THAT WE HOLD ABOUT YOU, IF YOU REQUIRE FURTHER INFORMATION ABOUT THESE, PLEASE WRITE TO:**

Data Protection Officer  
Human Resources  
Civic Offices  
Merrial Street  
Newcastle  
Staffs ST5 2AG

Classification: NULBC UNCLASSIFIED Regulatory

**IF YOU WOULD LIKE TO KNOW MORE ABOUT YOUR RIGHTS IN RESPECT OF THE PROTECTION OF PERSONAL DATA, WRITE TO THE:**

Information Commissioner's Office  
Wycliffe House  
Water Lane  
Wilmslow  
Cheshire  
SK9 5AF

Or telephone 01625 545700 (switchboard)