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21 April 2021

To: The Members of the **Licensing SUB COMMITTEE**  
(Councillors: David Lewis (Substitute), Rodney Bates, John Skipper and Helen Whitcroft; and David Lewis (substitute))

Dear Councillor,

A meeting of the **Licensing SUB COMMITTEE** will be held Virtually - Public Meeting on Thursday, 29 April 2021 at 2.00 pm. The agenda will be set out as below.

Please note that this meeting will be recorded and live streamed on <https://www.youtube.com/user/SurreyHeathBC>

Yours sincerely

Damian Roberts

Chief Executive

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## AGENDA

	<b>Pages</b>
<b>1 Election of Chairman</b>	
<b>2 Declarations of Interest</b>	
Members are invited to declare that they do not have a Disclosable Pecuniary Interest or non-pecuniary interest. Members who have a Disclosable Pecuniary interest in the application will not be able to take part in its consideration and would be advised not to participate if they have a non-pecuniary interest. Members who consider they may have an interest must consult the Monitoring Officer or the Democratic Services Officer prior to the meeting as the meeting cannot proceed without all members being present.	
<b>3 Licensing Sub Committee Procedure</b>	<b>1 - 2</b>
To note the procedure that will be followed by the Licensing Sub-Committee during the hearing.	
<b>4 Application for a variation to a Premises Licence at Lavershot Barns, London Road, Windlesham GU20 6LL</b>	<b>3 - 54</b>

Following objections received, to consider an application for a variation to a Premises Licence at Lavershot Barns, London Road, Windlesham GU20 6LL.

## THE PROCEDURE FOR HEARINGS OF THE LICENSING PANEL

### ORDER OF THE HEARING

Licensing Sub-Committee hearings shall be conducted as follows:

- 1) A Chairman will be elected for the duration of the Sub-Committee hearing.
- 2) The Chairman will open the proceedings by stating the nature of the matter which is to be considered and will welcome the parties, introduce them and confirm the roles of those present.
- 3) The Chairman shall first call upon the Licensing Authority's representative to put forward their case. This will include confirmation of whether or not the formal requirements in respect of the matter to be considered have been complied with.
- 4) If satisfied as to the formal requirements, the Sub-Committee will consider the merits of the application or proposed suspension/revocation and the report of the officer. The Panel may ask the Licensing Authority's representative for clarification of any points.
- 5) The applicant shall have an opportunity to put questions to the Licensing Authority's representative.
- 6) The Chairman will then invite (if any) Responsible Bodies who have made representations to speak. The Sub-Committee may ask Responsible Bodies interested parties questions and points of clarification.
- 7) The Chairman will then invite (if any) interested parties who have made representations to speak. The Sub-Committee may ask interested parties questions and points of clarification.
- 8) The Chairman will then invite the applicant or licence holder to make any representations.
- 9) The Chairman, members of the Sub-Committee and the Licensing Authority's representative may ask the applicant questions and points of clarification. Having heard the applicant's statement, any Responsible Authorities in attendance will be given the opportunity to respond.
- 10) An opportunity shall be given to the Licensing Authority's representative and the applicant, in that order, to sum up their case (but not to add any new facts).
- 11) The Sub-Committee members, the representative from Legal Services and Clerk to the Sub-Committee shall withdraw. Officers present do not take part in the decision making but will provide legal and procedural advice and record the decision.
- 12) The members of the Sub-Committee consider their decision. The applicant or his/her representative (if any) and any officer present is asked to remain in attendance and if any further clarification or information is required from the applicant or licence holder or any officer, this will be sought by the clerk.
- 13) The decision of the Sub-Committee shall be notified to the applicant and her/his representative (if any) within five working days following the meeting. In most cases, a verbal decision will be given on the day of the hearing.

## **ROLES OF THOSE AT THE HEARING**

- 1) The Licensing Authority's representative is present at the hearing to present the professional officer's case for refusal, suspension or revocation of licences. They are also present to challenge points put forward by the applicant.
- 2) Members of the Sub-Committee are present to consider and determine an application or to consider if a licence should be suspended or revoked. In doing so they will follow the above procedure.
- 3) The Reserve Committee Member will be present throughout the hearing up until the Sub-Committee retires to deliberate the application in private. The Reserve member will not take part in either the public discussions or the private deliberations unless they are required to substitute for one of the Sub-Committee members for any reason.
- 4) The Legal representative is present to provide legal advice to the members of the Sub-Committee and to assist in the clarification of any issues which might arise.
- 5) The representative from Democratic Services is present to provide procedural advice to members of the Sub-Committee and to record the decision.



Report to	Licensing Sub-Committee
Date of meeting	29 <sup>th</sup> April 2021
Author	Paula Barnshaw – Senior Licensing Officer
	DECISION REQUIRED
Exempt information	None
Confidential information	None
Report Title	Application for a variation to a Premises Licence at Lavershot Barns, London Road, Windlesham GU20 6LL application made by Michelle Hazelwood of the John Gaunt Partnership as agent for The Wooldridge Partnership.
Recommendation(s)	The Sub-committee determines the application for a variation to the premises licence in respect of at Lavershot Barns, London Road, Windlesham GU20 6LL

## 1. PURPOSE OF THE REPORT

- 1.1. This application dated 4 March 2021 is for a variation of a premises licence under section 34 of the Licensing Act 2003 (the 'Act'). A copy of the application and plans of the premises are attached at [Annex A](#).
- 1.2. The existing premises licence has been in place since 27 February 2020. Presently the site consists of two licensable areas; Season Farm Shop and Seasons Restaurant.
- 1.3. A copy of the current premises licence and plan is attached at [Annex B](#)
- 1.4. Representations from local residents and Councillors are attached at [Annex C](#).
- 1.5. A map showing the location of the premises is shown at [Annex D](#).

## 2. REPORT

- 2.1. The application seeks permission for a new outside dining area to be known as Seasons Garden for the retail sale of alcohol for consumption 'on' and 'off' the premises and live and recorded music inside and outside Monday to Saturday 09:00 to 21:00 and Sunday 09:00 to 17:00.
- 2.2. The variation application also requests that the terminal hour for the sale of alcohol be extended to 23:00 on Sunday, Monday, Tuesday and Wednesday for Seasons Restaurant and permission is sought for live and recorded music outside also to cease at 23:00.
- 2.3. The current authorisation for opening hours is as follows:-
  - 07:30-16:00 Sunday
  - 07:30-18:00 Monday Tuesday Wednesday
  - 07:30-23:30 Thursday Friday Saturday
- 2.4. The early opening hour of the premises 07:30 is to provide hot food and drink (breakfast, tea, coffee etc.). The sale of hot food and drink is not a licensable activity unless it occurs between 23:00 and 05:00, between these times Late Night Refreshment must be authorised.
- 2.5. The authorised opening and closing hours on a premises licence are there to control licensable activities and the impact of licensable activities on the licensing objectives.

2.6. The current authorisation for the sale of alcohol from the premises is for 'on' and 'off' sales as follows:-

- 09:00-15:30 Sunday
- 09:00-17:30 Monday Tuesday Wednesday
- 09:00-23:00 Thursday Friday Saturday

2.7. The current authorisation for late night refreshment indoors is as follows:-

- 23:00-00:00 Thursday Friday Saturday

2.8. Additional late night refreshment permission has not been requested for Sunday, Monday, Tuesday and Wednesday.

2.9. The current authorisation for live and recorded music is restricted to indoors only, this is as follows:-

- 09:00-15:30 Sunday
- 09:00-17:30 Monday Tuesday Wednesday
- 09:00-23:00 Thursday Friday Saturday

2.10. Members are reminded of the changes to music licensing that took place in 2015 following the Live Music Act 2012 and The Legislative Reform (Entertainment Licensing) Order 2014 which amended the Licensing Act 2003.

2.11. This had the effect of deregulating live and recorded music at premises within the following circumstances:-

- i. Live music: no licence is required for:
  - ii. – a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
  - iii. – a performance of amplified live music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
- iv. Recorded music: no licence is required for:
  - v. – any playing of recorded music between 08:00 and 23:00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

### **3. PROMOTION OF LICENSING OBJECTIVES**

3.1. No additional conditions are proposed.

### **4. REPRESENTATION – RESPONSIBLE AUTHORITIES**

4.1. No representations have been received from responsible authorities. An email from the Planning Officer is included for information [Annex E](#)

### **5. REPRESENTATION – OTHER PERSONS**

5.1. Three representations have been received, from local residents and a local Councillor and relate the licensing objective of the Prevention of Public Nuisance. These representations are attached at [Annex C](#).

5.2. The applicant's agent has been served with the required notices and given copies of all representations.

### **6. POLICY CONSIDERATION**

6.1. Surrey Heath Borough Council Statement of Licensing Policy, adopted 7 April 2021 is relevant considering this application.

6.2. The relevant paragraphs 6. Fundamental Principles, 13.Licensing Hours and 14. Promoting the Four Licensing Objectives.

### **7. LEGAL IMPLICATIONS**

- 7.1. An authority must carry out its functions under the Licensing Act 2003 with a view to promoting the four licensing objectives:
- The prevention of crime and disorder
  - Public safety
  - The prevention of public nuisance
  - The protection of children from harm,
- 7.2. In addition to the terms of the statute, the Sub-committee must have regard to its published licensing statement (Statement of Licensing Policy and Guidance) and guidance issued by the Secretary of State, under section 182.
- 7.3. The applicant, licence holder and any responsible authorities or other persons who have made representation have the right of appeal to a Magistrate's Court (within 21 days starting the day after the date of the decision notice) should they feel any decision is unjust. There is a possibility costs may be awarded against the Council where decisions are overturned.
- 8. HOW THE PROPOSED COURSE OF ACTION WILL PROMOTE HUMAN RIGHTS AND EQUALITY**
- 8.1.** Human Rights and Equality issues will be taken into account on the determination of the application by balancing the competing rights of the applicant, responsible authority and the interested party.
- 8.2.** The imposition of conditions will be proportionate having regard to the competing rights referred to above and will only be imposed where necessary to achieve this aim.

## **BACKGROUND PAPERS**

Surrey Heath Statement of Licensing Policy and Guidance 2021-2026

<https://www.surreyheath.gov.uk/sites/default/files/documents/council/licensing/Licensing%20Policy%202016-2021.pdf>

Licensing Act 2003 <https://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>

Statutory Guidance (April 2018) issued under Section 182 of the Licensing Act 2003

[https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment\\_data/file/705588/Revised\\_guidance\\_issued\\_under\\_section\\_182\\_of\\_the\\_Licensing\\_Act\\_2003\\_April\\_2018\\_.pdf](https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/705588/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_April_2018_.pdf)

Live Music Act 2012 <https://www.legislation.gov.uk/ukpga/2012/2/contents/enacted>

The Legislative Reform (Entertainment Licensing) Order 2014

<https://www.legislation.gov.uk/ukdsi/2014/9780111117675>

## **ATTACHMENTS:**

- |         |   |
|---------|---|
| Annex A | Application for a variation to a premises licence |
| Annex B | Current premises licence                          |
| Annex C | Representation from interested parties            |
| Annex D | Location map                                      |
| Annex E | Planning Officer email                            |

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**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.

**We, The Wooldridge Partnership being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below.**

**Premises Licence Number**

SHBCPR-20377

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description  Lavershot Barns, London Road,	
Post town Windlesham, Surrey	Post code GU20 6LL

Telephone number of premises (if any)

Non-domestic rateable value of premises

**Part 2 – Applicant Details**

Daytime contact telephone number

Email address (optional)

Current postal address if different from premises address

Post Town  Postcode

### Part 3 – Variation

Do you want the proposed variation to have effect as soon as possible?

Please tick  $\pi$ yes

If not do you want the variation to take effect from

Day Month Year



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If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

N/A

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?  
(Please see Guidance Note 1)

yes  no

**Please describe briefly the nature of the proposed variation** (please read guidance note 2)

Application is made in relation to the Lavershot Barns Garden Centre so as to amend the premises operation in relation to two elements of the premises.

The premises is currently licensed in relation to the Seasons Farm Shop and the Seasons Restaurant.

No changes are proposed to the hours of operation of the Seasons Farm Shop which will continue to operate as follows:

Monday to Saturday 09:00 to 18:00  
Sunday 10:00 to 16:00

The application is made to amend the Premises Licence in respect of the following:

1. Hours of Operation in relation to Seasons Restaurant.

(a) In 2020 a Temporary Event Notices were submitted so as to permit the Seasons Restaurant to operate for longer hours. It is understood that the night in question did not attract complaint nor cause crime and disorder nor public nuisance to arise. Application is therefore made to extend the hours permanently as follows:

Sunday 09:00 to 23:00  
Monday to Wednesday 09:00 to 23:00  
Thursday to Saturday 09:00 to 23:00 (as existing)

As a consequence application is made to extend the hours of operation in respect of live and recorded music in respect of indoors use until 23:00 hours in respect of Sunday, Monday, Tuesday and Wednesday.

(b) Opening Hours

The opening hours of the premises were revised in respect of the start time in October 2020 permitting opening from 07:30.

Application is made in respect of the Seasons Restaurant for the premises to be open to the public between 07:30 and 23:30 daily.

2. Application is made to extend the licensed area so as to incorporate an additional external dining space to be known as Seasons Gardens.

(a) The location of the area to be licensed is identified on the following drawings

- Ordnance Survey Plan illustrating the current licensed areas and proposed additional area.
- Detailed plan illustrating area use and seating numbered 27/01/2021 Drawing No. 1

The additional area is proposed to be used for outdoor dining. The area will have the benefit of hot and cold food and drink and will be serviced by waiting staff dedicated to the new area. Food order and delivery will be from within and to the area.

The Seasons Gardens area is not sought to operate to the same times as the Seasons Restaurant.

(b) The following hours sought in relation to retail sale of alcohol, live and recorded music:

Monday to Saturday 09:00 to 21:00  
Sunday 09:00 to 17:00

It is not anticipated that regulated entertainment will be undertaken on a frequent basis. The provision of recorded music will in the main be incidental to the provision of dining however it is possible on occasions that the provision of music will be undertaken so as to entertain those dining in the area.

The new area will continue to be operated to the same standards as the remainder of the premises and subject to the conditions endorsed upon the Premises Licence as a consequence, no additional conditions are proposed.

## Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Please tick ✓ yes

### Provision of regulated entertainment (Please see guidance note 3)

- 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)

### Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

**A**

<b>Plays</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of a play take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 5)	Both	
Tue					
Wed					
Thur			<b>State any seasonal variations for performing plays</b> (please read guidance note 6)		
Fri					
Sat			<b>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</b> (please read guidance note 7)		
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 8)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 5)	Both	
Tue					
Wed					
Thur			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)		
Fri					
Sat			<b>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</b> (please read guidance note 7)		
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 8)			<b>Please give further details</b> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 6)
Fri			
Sat			
Sun			
			<b>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</b> (please read guidance note 7)

**D**

<b>Boxing or wrestling entertainment</b> Standard days and timings (please read guidance note 8)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			Both		<b>Please give further details here</b> (please read guidance note 5)
Tue					
Wed					
Thur					<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 6)
Fri					
Sat					
Sun					
			<b>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</b> (please read guidance note 7)		

**E**

<b>Live music</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of live music take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
				Both	π
Mon	09:00	23:00	<b>Please give further details here</b> (please read guidance note 5) In respect of external areas hours sought are Monday to Saturday 09:00 to 21:00, Sunday 09:00 to 17:00  <b>State any seasonal variations for the performance of live music</b> (please read guidance note 6)  N/A – save as below  <b>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</b> (please read guidance note 7)  When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		
Tue	09:00	23:00			
Wed	09:00	23:00			
Thur	09:00	23:00			
Fri	09:00	23:00			
Sat	09:00	23:00			
Sun	09:00	23:00			

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 8)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
				Both	π
Mon	09:00	23:00	<b>Please give further details here</b> (please read guidance note 5) In respect of external areas hours sought are Monday to Saturday 09:00 to 21:00, Sunday 09:00 to 17:00  <b>State any seasonal variations for playing recorded music</b> (please read guidance note 6)  N/A – save as below  <b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 7)  When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)		
Tue	09:00	23:00			
Wed	09:00	23:00			
Thur	09:00	23:00			
Fri	09:00	23:00			
Sat	09:00	23:00			
Sun	09:00	23:00			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of dance take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here</b> (please read guidance note 5)	Both	
Tue					
Wed					
Thur			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 6)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sun					

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	
Mon				<b>Please give further details here</b> (please read guidance note 5)	Outdoors
Tue			Both		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 6)		
Fri					
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sun					

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick {Y}</b> (please read guidance note 4).	Indoors	$\pi$
Day	Start	Finish		Outdoors	
Mon	23:00	23:00	<b>Please give further details here</b> (please read guidance note 5)  As stated in Part 3 above and to include the provision of hot food and drinks for consumption on and off the premises at the Manager's discretion and in the areas identified.  <b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 6)  N/A – save as below  <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 7)  When hours for sale of alcohol are extended hereunder these hours are also extended (see box J below)	Both	
Tue	23:00	23:00			
Wed	23:00	23:00			
Thur	23:00	00:00			
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	23:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption</b> <b>(Please tick box Y)</b> (please read guidance note 9)	On the premises	$\pi$
Day	Start	Finish		Off the premises	
Mon	09:00	23:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6) Seasons Farm Shop: Monday – Saturday 09:00 to 18:00, Sunday 10:00 to 16:00 External Area: Monday – Saturday 09:00 – 21:00, Sunday 09:00 – 17:00  <b>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</b> (please read guidance note 7)	Both	
Tue	09:00	23:00			
Wed	09:00	23:00			
Thur	09:00	23:00			
Fri	09:00	23:00			
Sat	09:00	23:00			
Sun	09:00	23:00			

**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 10)



L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variation</b> (please read guidance note 6)  Seasons Farm Shop: Monday – Saturday 09:00 to 18:00, Sunday 10:00 to 16:00
Day	Start	Finish	<b>Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 7)  The premises will close 30 minutes after the end of the non-standard timings identified in box J above.
Mon	07:30	23:30	
Tue	07:30	23:30	
Wed	07:30	23:30	
Thur	07:30	23:30	
Fri	07:30	23:30	
Sat	07:30	23:30	
Sun	07:30	23:30	

**Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking**

Please tick ✓ yes

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

Reasons why I have failed to enclose the premises licence or relevant part of premises licence

**M**

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

**a) General – all four licensing objectives (b,c,d,e) (please read guidance note 11)**

This is an application for variation so as to extend the hours for the Seasons Restaurant to mirror the hours the premises is able to operate during the latter part of the week.

This application makes no amendment to the hours of operation of the Seasons Farm shop.

The application seeks to license an additional area within the garden centre to be known as Seasons Gardens which will be an external dining space operating to more limited hours than that of the Seasons Restaurant in respect of which additional conditions are tendered.

This is provided by way of information and not intended to be converted into conditions.

**b) The prevention of crime and disorder**

No further risks have been identified which need to be addressed.

**c) Public safety**

No further risks have been identified which need to be addressed.

**d) The prevention of public nuisance**

1. The Seasons Garden area will have the benefit of dedicated staff at all times of use, no stock or monies will be left in the area unattended or overnight.

2. Signage will be provided within the Seasons Gardens' area requesting customers to be aware of residents in the immediate vicinity.

**e) The protection of children from harm**

The restrictions set out in the Licensing Act 2003 will apply. No unusual or additional risks of harm to children have been identified.

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent.** (Please read guidance note 13). **If signing on behalf of the applicant please state in what capacity.**

Signature: John Gaunt & Partners .....

Date: 3.3.21 *gaunt* .....

Capacity: Solicitors.....

**Where the premises licence is jointly held signature of 2<sup>nd</sup> applicant (the current premises licence holder) or 2<sup>nd</sup> applicant's solicitor or other authorised agent.** (Please read guidance note 14). **If signing on behalf of the applicant please state in what capacity.**

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15)	
John Gaunt & Partners Omega Court 372 Cemetery Road	
<b>Post town</b> Sheffield	<b>Post code</b> S11 8FT
<b>Telephone number (if any)</b> 0114 266 8664	
<b>If you would prefer us to correspond with you by email your email address (optional)</b> mhazlewood@john-gaunt.co.uk	

### Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
  11. Please list here steps you will take to promote all four licensing objectives together.
  12. The application form must be signed.
  13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
  15. This is the address which we shall use to correspond with you about this application.

# Location Plan of GU20 6LL



This Plan includes the following Licensed Data: OS MasterMap Colour PDF Location Plan by the Ordnance Survey National Geographic Database and incorporating surveyed revision available at the date of production. Reproduction in whole or in part is prohibited without the prior permission of Ordnance Survey. The representation of a road, track or path is no evidence of a right of way. The representation of features, as lines is no evidence of a property boundary. © Crown copyright and database rights, 2021. Ordnance Survey 0100031673

0m 20m 40m 60m 80m 100m

Scale: 1:1250, paper size: A4



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**LICENSING ACT 2003**  
**Regulation 33, 34 and Schedule 12**  
**PREMISES LICENCE**

**PART A – Part 1**

<b>Lavershot Barns</b>	<b>Licence Ref:</b>	SHBCPR-20377
	<b>Date Granted:</b>	29.10.2020
<b>Lavershot Barns London Road Windlesham Surrey GU20 6LL</b>	<b>Valid from:</b>	Not Time Limited
	<b>Valid to:</b>	
	<b>Issue date:</b>	29 October 2020
	<b>Tel No.:</b>	

<b>Premises Licence Holder</b>	<b>Wooldridge Group Unit 14 15 And 17 Hall Grove Farm Industrial Estate Bagshot Surrey GU19 5HP</b>
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**PART A - Part 2**

<b>Licensable Activities - Alcohol Sales</b>	<b>Days of Week</b>	<b>Open</b>	<b>Close</b>
Sale of Alcohol - Farm Shop Alcohol is supplied for consumption both on and off the Premises	Sunday Monday to Saturday	09:00 09:00	15:30 18:00
Sale of Alcohol - Restaurant Alcohol is supplied for consumption both on and off the Premises	Sunday Monday to Wednesday Thursday to Saturday	10:00 09:00 09:00	16:00 17:30 23:00

**Non Standard Times**

N/A

**Further Details**

As per licence address

**Seasonal Variations**

N/A

Licensable Activities - Other	Days of Week	Open	Close
Live Music - Restaurant (Indoors)	Sunday	09:00	15:30
	Monday to Wednesday	09:00	17:30
	Thursday to Saturday	09:00	23:00
Late Night Refreshment - Restaurant (Indoors)	Thursday to Saturday	23:00	00:00
Recorded Music - Restaurant (Indoors)	Sunday	09:00	15:30
	Monday to Wednesday	09:00	17:30
	Thursday to Saturday	09:00	23:00

**Non Standard Times**

N/A

**Further Details**

As per licence address

**Seasonal Variations**

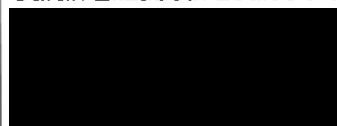
N/A

Opening Hours	Open	Close
Sunday	07:30	16:00
Sunday	07:30	16:00
Monday to Saturday	07:30	18:00
Monday to Wednesday	07:30	18:00
Thursday Friday and Saturday	07:30	23:30

**Registered number of holder, for example company number, charity number**

**Name of designated premises supervisor, Personal Licence Number and issuing authority where the premises licence authorises for the supply of alcohol.**

Sarah Elizabeth Louise Domellof



Licence Number: SHBCPER-16120

Licensing Authority: Surrey Heath Borough Council



## Annex 1 – Mandatory

S19

i) No supply of alcohol may be made under the premises licence -

(a) at a time when there is no designated premises supervisor in respect of the premises licence, or

(b) at time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

ii) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

S19A

### 1. Irresponsible Promotions

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises-

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to -

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries significant risk of undermining a licensing objective;

(d) (contents removed in 2014 order)

(e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

2. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

### 3. Potable Water

The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

### 4. Age Verification

(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

(a) a holographic mark, or

(b) an ultraviolet feature.

### 5. Measures

The responsible person must ensure that-

(a) where any of the following alcohol drinks are sold or supplied for consumption on the premises (other than alcohol drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures-

- (i) beer or cider: ½ pint
- (ii) gin, rum vodka or whiskey: 25ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

#### 6. Alcohol minimum permitted price

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

No alcohol shall be sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

#### S19A

#### 4. Age Verification

(1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either-

(a) a holographic mark, or

(b) an ultraviolet feature.

#### 6. Alcohol minimum permitted price

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(b) "permitted price" is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

No alcohol shall be sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

## Annex 2 – Conditions consistent with the operating schedule

### The Prevention of Crime and Disorder

1. Any person who shows signs of intoxication will be refused entry to the licensed premises.
2. Digital CCTV equipment shall be installed and maintained at the premises to record colour images that are clear enough to allow the Police to use them to investigate any crimes that are committed on the premises. A camera will be positioned to obtain images of persons entering the building by the main entrance.
3. The CCTV system shall be in operation and recording at all times whilst the premises are open to the public for licensable activities.
4. Recordings made on the CCTV system shall be retained for a period of at least 31 days of recording.
5. If the Police are called to the premises to deal with an incident the officers shall have access to view the CCTV footage on request. There shall be a member of staff on duty at all times who has knowledge of how the CCTV system works. If the CCTV footage cannot be downloaded for the Police when requested then it must be available within 24 hours of the request
6. All staff shall receive suitable training including refresher training every 6 months in relation to the Challenge 25 proof of age policy which shall be applied to the premises. A record of all training shall be maintained and signed by the person completing the training. The DPS or a personal licence holder who is employed at the premises will countersign the training record.
7. An incident book shall be kept on the premises and all incidents at the premises shall be recorded. The incident book shall be checked by the DPS or a personal licence holder employed at the premises every week, the incident book will then be signed and dated after the last entry.
8. A minimum of 2 notices stating that CCTV is in operation shall be displayed throughout the premises where the public have access. The notices shall be at A4 size

### Public Safety

9. The staff will not serve alcoholic beverages under any circumstances to any person who appears to be intoxicated or under the influence of drugs.
10. An appropriate first aid kit will be located in the premises and available for customers.

### Prevention of a Public Nuisance

11. Notices shall be displayed at the premises alerting people to leave the premises in a quiet and orderly manner.
12. The management fully understand that it is their duty to prevent their premises causing any nuisance to local residents or businesses and will monitor the external premises area in relation to any anti-social behaviour or public nuisance.

### The Protection of Children from Harm

13. Only children accompanied by an adult will be permitted entry to the licensed premises and will be supervised by an adult at all times.
14. All staff shall receive suitable training including refresher training every 6 months in relation to the Challenge 25 proof of age policy which shall be applied to the premises
15. A refusals book shall be kept at the premises and a record kept of all persons who are refused the sale of alcohol. This book shall be made available on request to the police or authorised persons.
16. The premises will only accept valid forms of identification such as photo driving licence, passport and Home Office approved ID cards displaying the national proof of age standard scheme (PASS hologram). All customers who look under the age of 25 shall be challenged to prove their age and identity when purchasing alcohol.

**Annex 3 – Conditions attached after a hearing by the licensing authority**

## **Annex 4 – Plans**

See separately attached.

[THIS SHOULD BE BLANK]

# PREMISES LICENCE GUIDANCE

1. Your Premises Licence has been granted and is enclosed.
2. The annual fee is due on the anniversary of its grant, unless you are exempt (e.g. community premises). Please ensure that the annual fee is paid on time.
3. Your Premises Licence has been granted for an unlimited period of time and is subject to the conditions mentioned in the licence.
4. You must ensure that the Premises Licence, or a certified copy of it, is kept at the premises in the custody or under the control of yourself or a person ("the nominated person") who works at the premises and whom you have nominated in writing for these purposes. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.
5. You must ensure that a Summary of the Premises Licence, or a certified copy of that Summary, is prominently displayed at the premises. If you have nominated a person ("the nominated person"), under 4 above, you must prominently display at the premises a notice specifying the position held at the premises by that person. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.
6. A Police Constable or an Authorised Person may require the holder of the Premises Licence or the nominated person to produce the Premises Licence, or a certified copy of it, for examination. A person commits an offence if he or she fails, without reasonable excuse to comply with these requirements. The maximum fine is £500 on conviction.
7. Where a Premises Licence or Summary is lost, stolen, damaged or destroyed, the holder of the licence may apply to the Council for a copy of the licence or Summary. A fee of £10.50 is payable.
8. Subject to reinstatement in certain circumstances, a Premises Licence lapses if the holder the licence dies, becomes mentally incapable, becomes insolvent, or is dissolved.
9. Where the holder of a Premises Licence wishes to surrender their licence they may give the Council notice to that effect. The notice must be accompanied by the Premises Licence or, if that is not practicable, by a statement of the reasons for the failure to provide the licence. The Premises Licence lapses on receipt of the notice by the Council.
10. The holder of a Premises Licence must, as soon as reasonably practicable, notify the Council of any changes in:
  - Name and address
  - Name and address of the Designated Premises Supervisor (unless that Supervisor has already notified the Council)

The notice must be accompanied by the Premises Licence or, if that is not practicable, by a statement of the reasons for the failure to provide the licence. The Premises Licence lapses on receipt of the notice by the Council. A fee of £10.50 is payable. A person commits an offence if he or she fails, without reasonable excuse, to comply with these requirements. The maximum fine is £500 on conviction.

11. The holder of a Premises Licence may apply to the Council at any time for variation of the licence. Amongst other things, an application form will need to be completed, a fee will need to be paid and the application will need to be advertised and served on the Responsible Authorities. Please contact the Council for an application form and a guidance leaflet on how to apply for a variation. Please note that a Licence may not be varied to extend the period for which a licence has effect, or to vary substantially the premises to which it relates – in those cases an application for a new Premises Licence will need to be made; please contact the Council for further details.
12. The holder of a Premises Licence may, if the licence authorises the supply of alcohol (or if it is intended to vary a licence so that it authorises the supply of alcohol), apply to vary the licence so as to specify the

individual named in the application as the Designated Premises Supervisor. Amongst other things, an application form will need to be completed, a fee will need to be paid and the notice of the application must be given to the Police. It is possible for the applicant to ask for such a variation to have immediate effect on an interim basis. Please contact the Council for an application form and guidance leaflet on how to apply for a variation.

13. The Premises Licence may be transferred following an application made to the Council for a transfer of the Licence. Amongst other things, an application form will need to be completed, a fee will need to be paid and notice of the application must be given to the Police. It is possible for the applicant to ask for a transfer to have immediate effect on an interim basis. Please contact the Council for an application form and a guidance leaflet on how to apply for a transfer.
14. Where a Premises Licence has effect, and Interested Party or a Responsible Authority may apply to the Council for a review of the licence. You will be notified if an application is made to review your Premises Licence and you will have the opportunity to make representations about a review and to attend before the Council's Licensing Committee.
15. Your attention is drawn in particular to Part 7 of the Licensing Act 2003 which concerns offences under the Licensing Act 2003.





## LICENSING ACT 2003

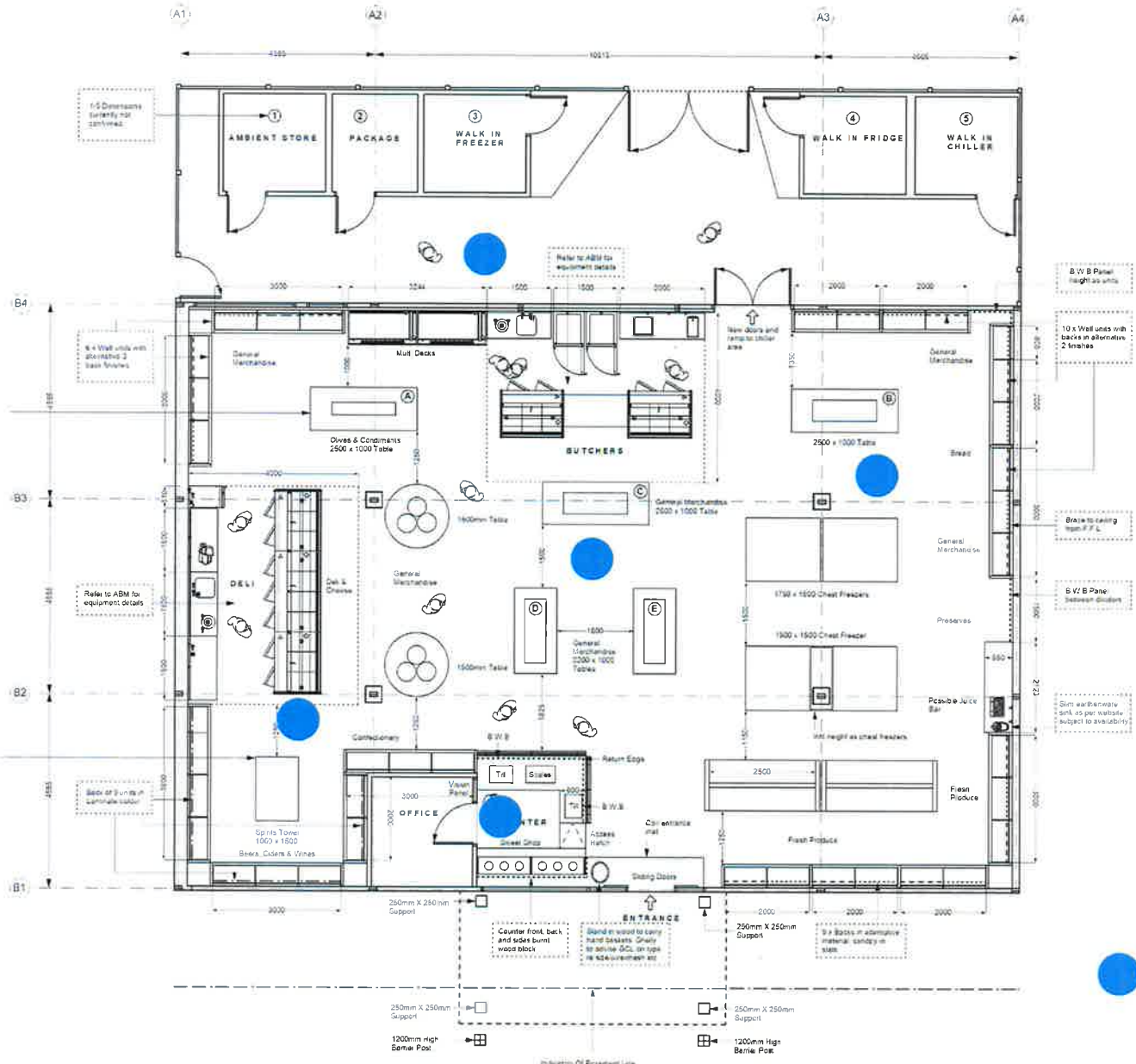
## PREMISES LICENCE

### PART B

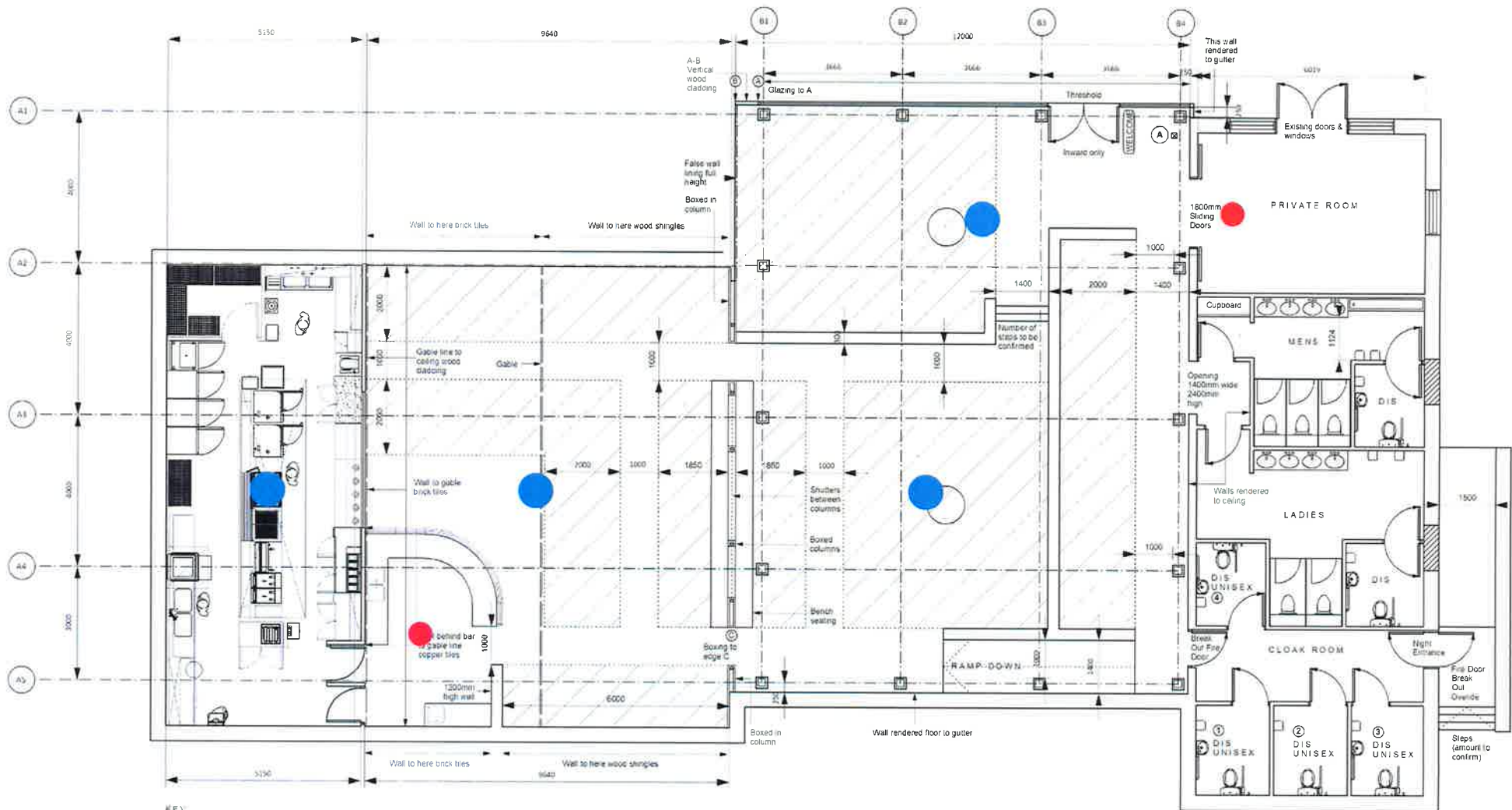
<b>Lavershot Barns</b>		<b>Licence Ref:</b>	SHBCPR-20377
		<b>Date Granted:</b>	29.10.2020
<b>Lavershot Barns London Road Windlesham GU20 6LL</b>		<b>Valid to:</b>	Not Time Limited
		<b>Issue date:</b>	29 October 2020
		<b>Tel No.:</b>	
<b>Premises Licence Holder</b>	<b>Charles Wooldridge The Wooldridge Partnership Unit 14 15 And 17 Hall Grove Farm Industrial Estate Bagshot GU19 5HP</b>		
<b>Licensable Activities</b>	<b>Days of Week</b>	<b>Open</b>	<b>Close</b>
Sale of Alcohol - Farm Shop Alcohol is supplied for consumption both on and off the Premises	Sunday Monday to Saturday	09:00 09:00	15:30 18:00
Sale of Alcohol - Restaurant Alcohol is supplied for consumption both on and off the Premises	Sunday Monday to Wednesday Thursday to Saturday	10:00 09:00 09:00	16:00 17:30 23:00
Live Music- Restaurant (Indoors)	Sunday Monday to Wednesday Thursday to Saturday	09:00 09:00 09:00	15:30 17:30 23:00
Late Night Refreshment - Restaurant (Indoors)	Thursday to Saturday	23:00	00:00
Recorded Music - Restaurant (Indoors)	Sunday Monday to Wednesday Thursday to Saturday	09:00 09:00 09:00	15:30 17:30 23:00
<b>Opening Hours</b>	<b>Open</b>	<b>Close</b>	
Farm Shop - Sunday	07:30	16:00	
Monday to Saturday	07:30	18:00	
Restaurant - Monday to Wednesday	07:30	18:00	
Thursday, Friday and Saturday	07:30	23:30	
Sunday	07:30	16:00	
<b>Registered number of holder, for example company number, charity number</b>			
<b>Name of designated premises supervisor, personal licence number and issuing authority where the premises licence authorises for the supply of alcohol</b> Sarah Elizabeth Louise Domellof Licence Number: SHBCPER-16120 Licensing Authority: Surrey Heath Borough Council.			
<b>State whether access to the premises by children is restricted or prohibited</b> Children under 16 prohibited unless accompanied by an adult.			



## FOOD HALL CCTV POSITIONING



# CCTV CAMERA POSITIONING RESTAURANT



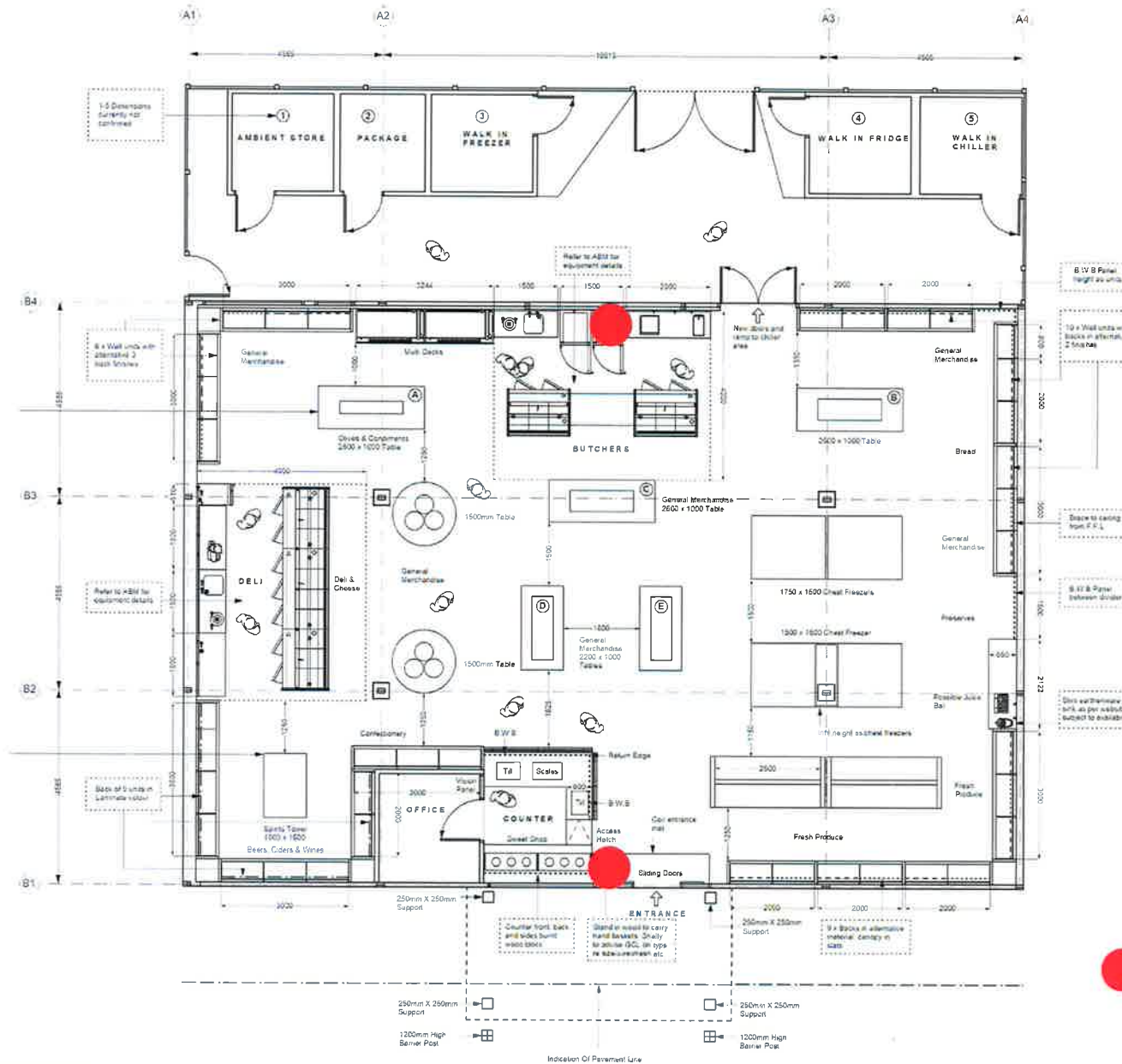
KEY  
 (A) Service Point

1m Windlesham General Arrangement

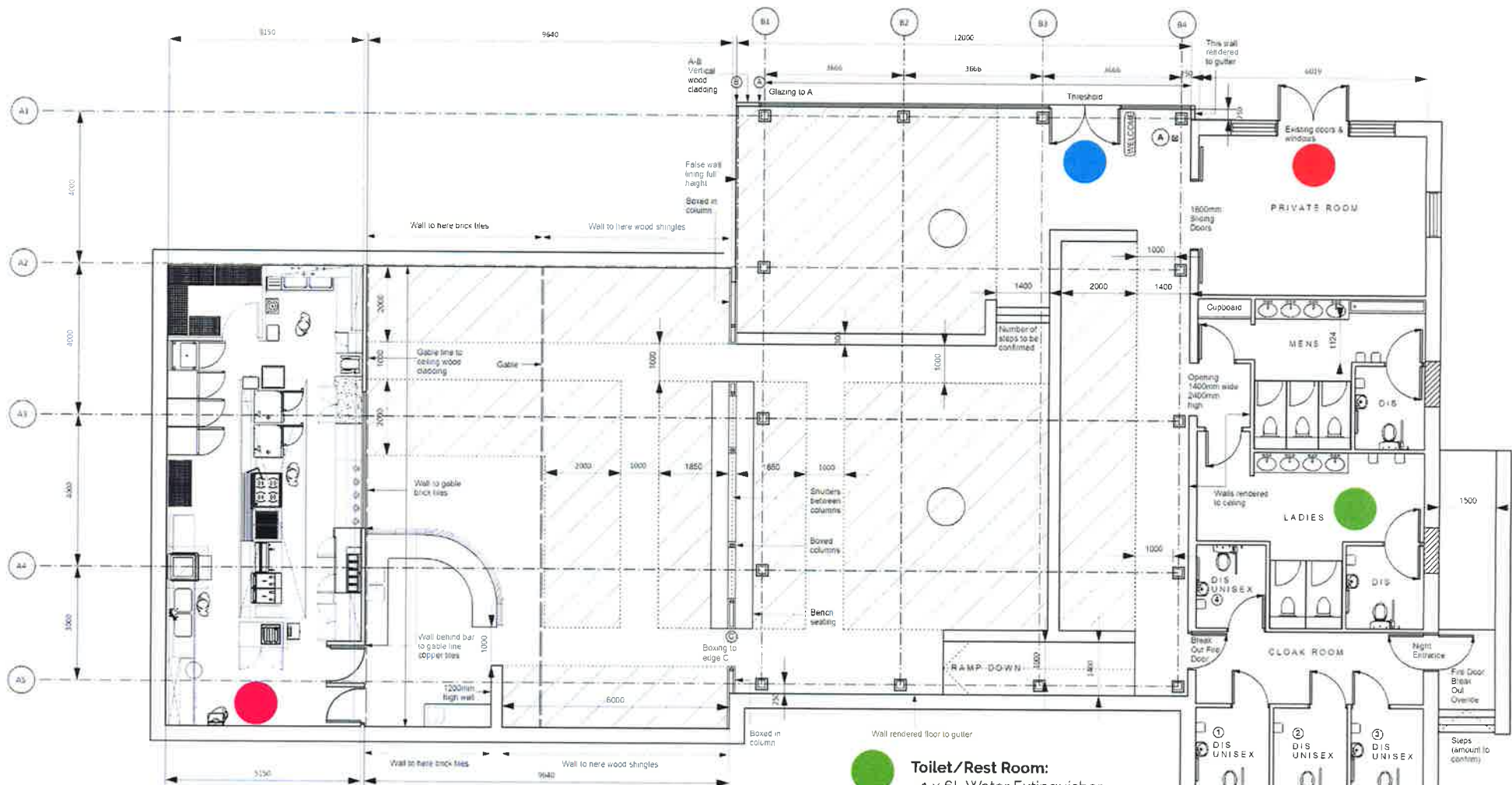
Revision No 1 Date 23 10 2019

- Fish eye camera 360 degree view
- Camera for till area and small places

# FOOD HALL FIRE FIGHTING EQUIPMENT



# FIRE EQUIPMENT RESTAURANT



KEY  
 (A) Service Point

1m Windlesham General Arrangement

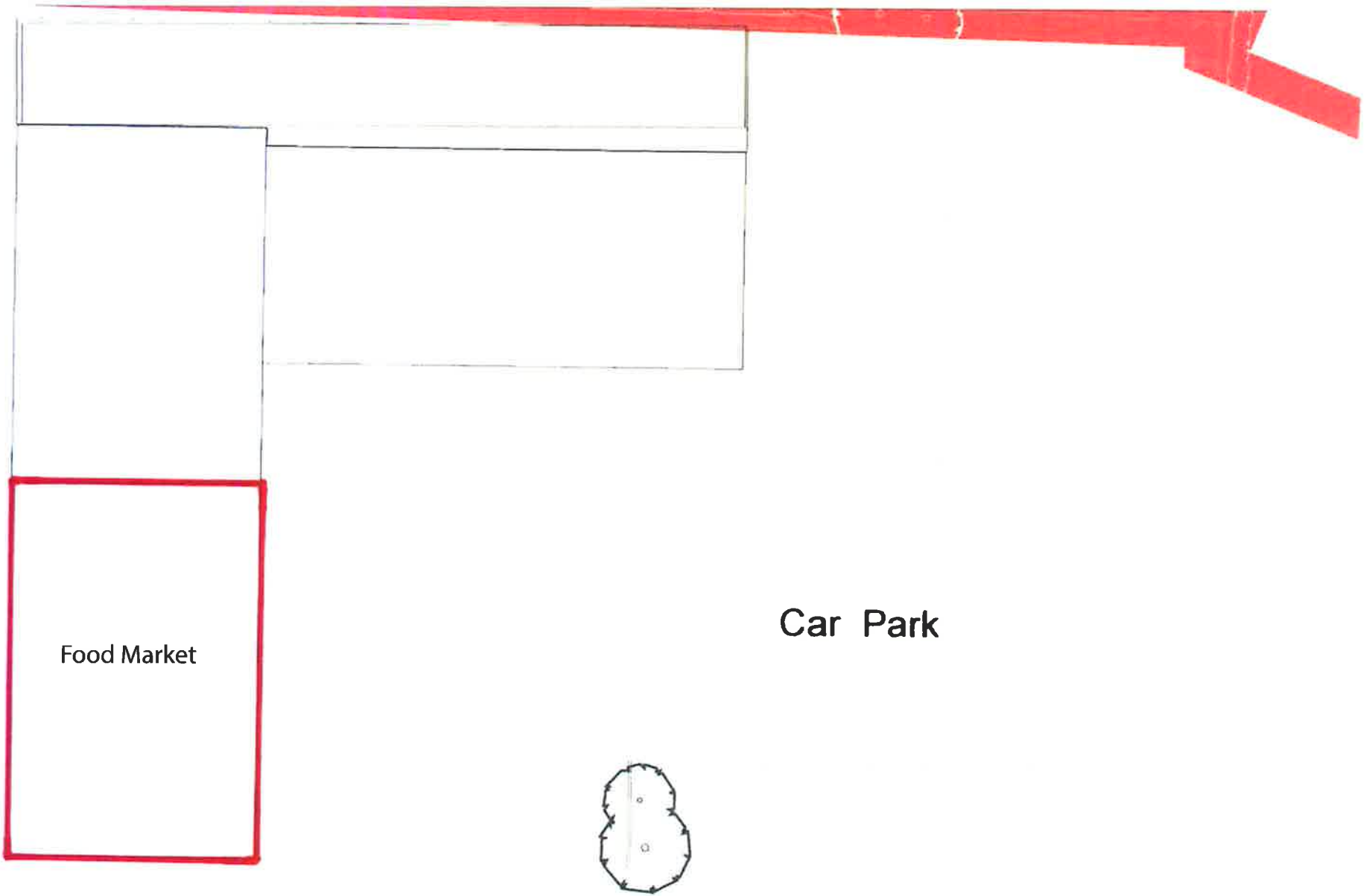
Revision No 1 Date 23 10 2019

- Main Entrance:**
  - 1 x 6L Water Extinguisher
  - 1 x 2kg CO2 Extinguisher
  - 2 x I.D Sign
  - 1 x Single Stand

- Private Dining Exit:**
  - 1 x 6L Water Extinguisher
  - 1 x I.D Sign
  - 1 x Single Stand

- Toilet/Rest Room:**
  - 1 x 6L Water Extinguisher
  - 1 x 2kg CO2 Extinguisher
  - 2 x I.D Sign
  - 1 x Double Stand

- Kitchen:**
  - 1 x 6L Wet Chemical Extinguisher
  - 1 x 2kg CO2 Extinguisher
  - 3 x I.D Sign
  - 1 x Double Stand
  - 1 x Fire Blanket
  - 1 x Ansel Suppression System

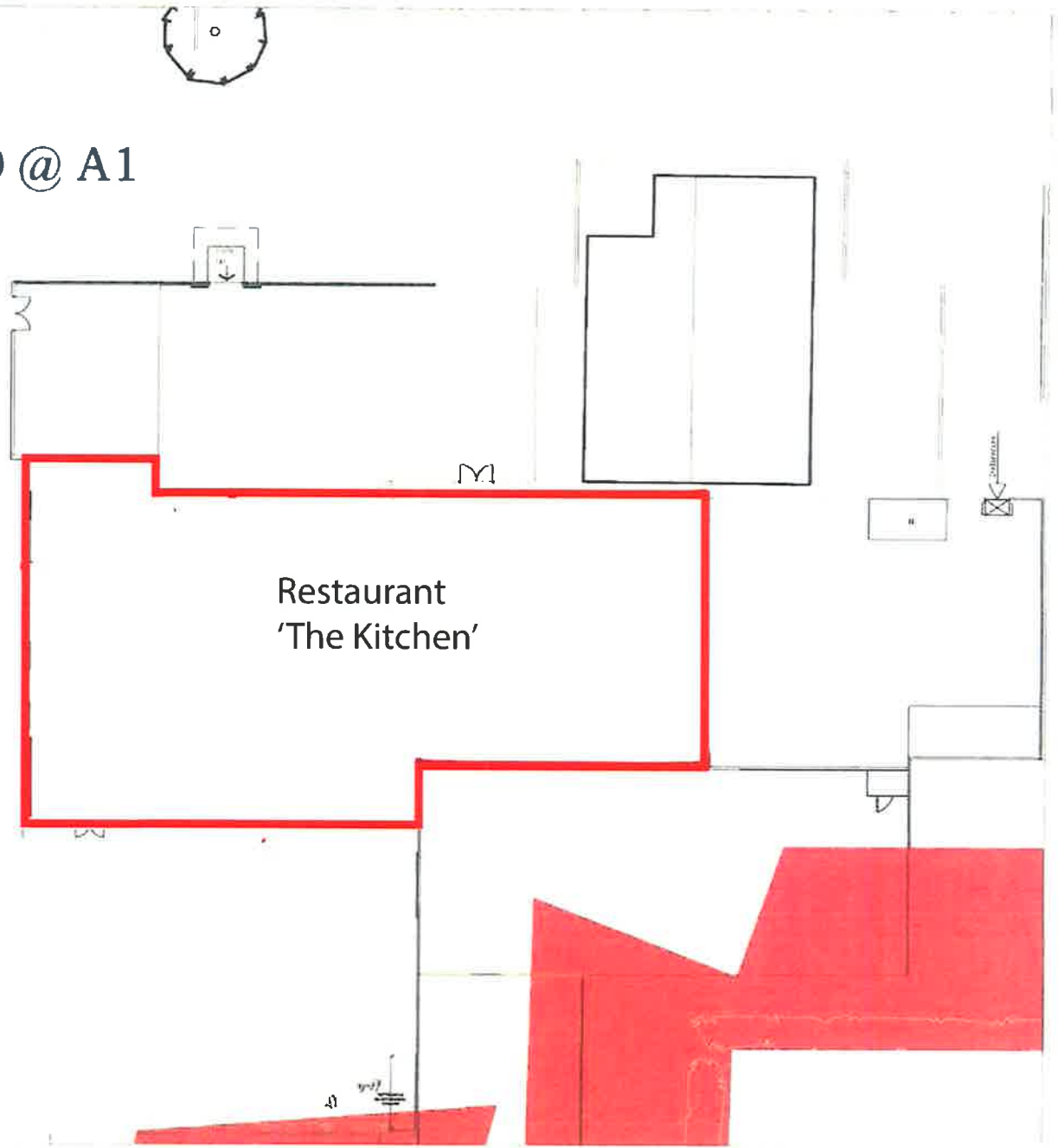
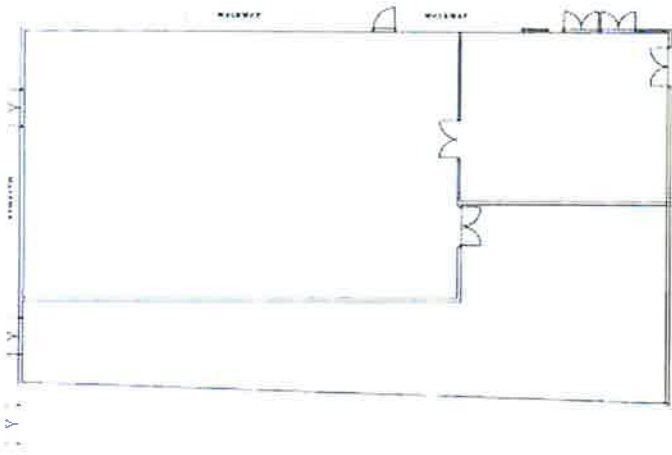


SCALE 1:100 @ A1



SCALE 1:100 @ A1

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# LAVERSHOT BARN RED LINE DRAWING



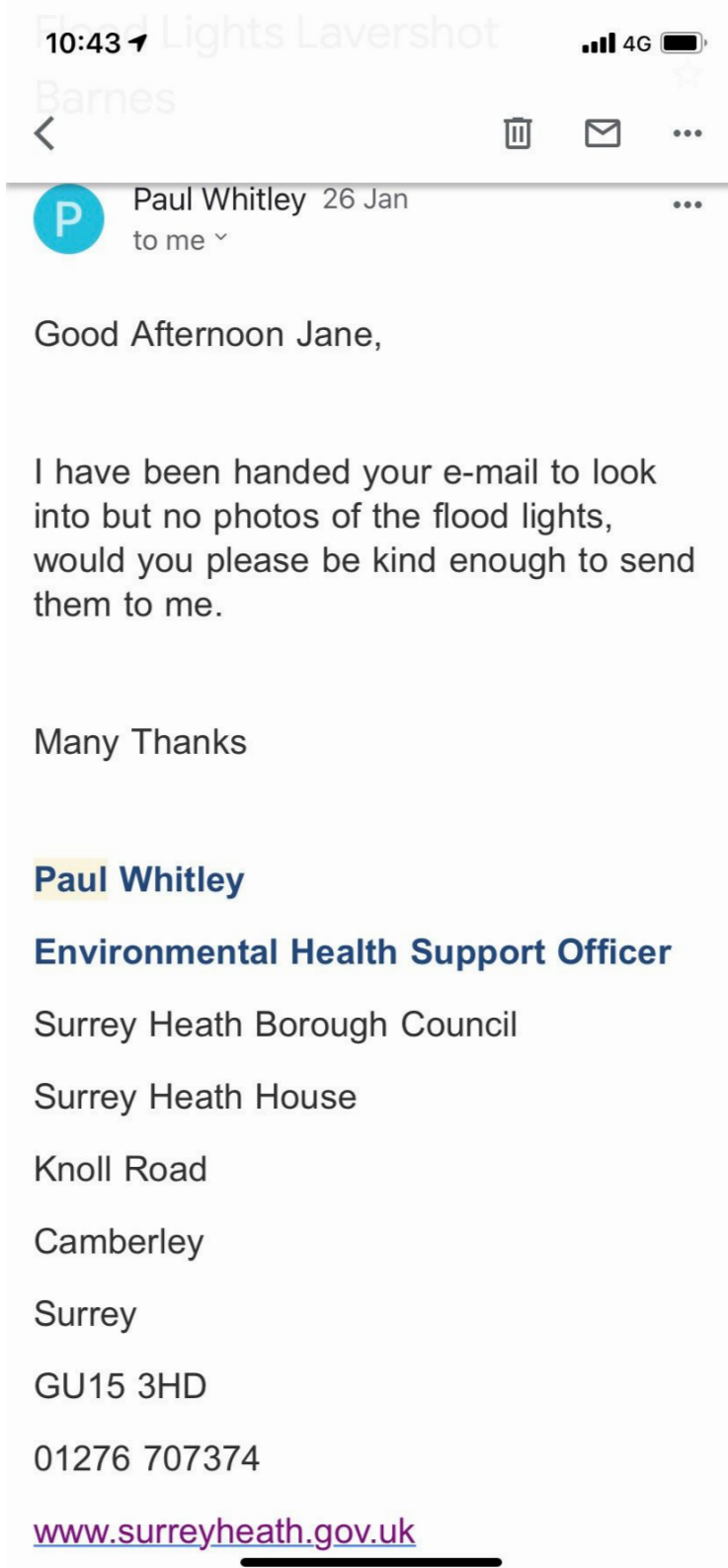
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From: **EJ Gresswell** <gresswellej@gmail.com>  
To: **Paula Barnshaw** <Paula.Barnshaw@surreyheath.gov.uk>  
Subject: Re: Lavershot Barns SHBCPR-20377  
Date: 31.03.2021 10:45:55 (+0100)

Dear Paula,

I'm confused that Environmental Health say they have not been contacted by me - I have attached one the last emails I have received from them (there are plenty more!)

Can you let me know why this is please?



Good Afternoon Jane,

I have been handed your e-mail to look into but no photos of the flood lights, would you please be kind enough to send them to me.

Many Thanks

**Paul Whitley**

**Environmental Health Support Officer**

Surrey Heath Borough Council

Surrey Heath House

Knoll Road

Camberley

Surrey

GU15 3HD

01276 707374

[www.surreyheath.gov.uk](http://www.surreyheath.gov.uk)

Good morning Ms Gresswell,

Thank you for your email representation.

The agent dealing with the full variation to the premises licence for Lavershot Barns has requested that all representations are emailed, which I will do this morning, the agent may contact you to discuss your objections.

With regard to the complaints mentioned in your email, Environmental Health as a responsible authority, have been notified of the variation application and confirmed that they have not received any noise or pollution (light) complaints. Please may I request that any future complaints are also lodged with Environmental Health and Licensing, this will help to build a picture of the operation and the controls (or lack of controls) the management have in place. I confirm I have not received complaints regarding breaches of licence conditions since the licence was issued 27/02/2020.

The existing premises licence has conditions attached to the operating schedule as follows:-

11. Notices shall be displayed at the premises alerting people to leave the premises in a quiet and orderly manner.
12. The management fully understands that it is their duty to prevent their premises causing any nuisance to the local residents or businesses and will monitor the external premises area in relation to any anti-social behaviour or public nuisance.

The photographic and video footage you are able to provide will be beneficial at the Licensing Sub-committee hearing to provide evidence that breaches in the licence conditions have occurred.

I have attached Heidi Brodie's email, in this she mentions the meeting in which the parking arrangements were discussed with yourself, Mrs Blackwell and Parish Councillor Helen Hansen Hjal and although this is not part of the premises licence it does provide further evidence that the gentlemen's agreement between residents and the premises licence holder has not been upheld.

The representation you have made instigates a Licensing Sub-committee hearing and will I will forward details of the hearing to you once the public consultation period has ended. The sub-committee hearing will be held via Zoom.

Kind regards,

Paula Barnshaw

Senior Licensing Officer

Surrey Heath Borough Council, Surrey Heath House, Knoll Road, Camberley, Surrey, GU15 3HD

Work: 01276 707100

[www.surreyheath.gov.uk](http://www.surreyheath.gov.uk)

**From:** EJ Gresswell <[gresswellej@gmail.com](mailto:gresswellej@gmail.com)>  
**Sent:** 30 March 2021 17:54  
**To:** Paula Barnshaw <[Paula.Barnshaw@surreyheath.gov.uk](mailto:Paula.Barnshaw@surreyheath.gov.uk)>; Licensing Team <[Licensing@surreyheath.gov.uk](mailto:Licensing@surreyheath.gov.uk)>  
**Cc:** Cllr Valerie White <[valerie.white@surreyheath.gov.uk](mailto:valerie.white@surreyheath.gov.uk)>; Cllr Victoria Wheeler <[Victoria.Wheeler@surreyheath.gov.uk](mailto:Victoria.Wheeler@surreyheath.gov.uk)>  
**Subject:** Lavershot Barns SHBCPR-20377

I write to lodge my objection to the above license application.

I live at The Bear House, which is next door to Lavershot Barns.

Since the restaurant opened we have been constantly bothered by noise and lights arising from it.

It is wrong for the application to say that there have been no objections as I have had to contact The Wooldridge Company on many occasions. Just glancing at my emails and messages I can list

15.07.2020 - 23.31 hrs

11.09.2020 - 12.49 am

16.10.2020 - 23.21 hrs

18.10.2020 - 23.00 hrs

4.11.2020 - 23.48 hrs

There are many more I can list. I also have videos of the shouting, cars revving etc in the carpark under our bedroom window.

It cannot be reasonable to give a licence to serve alcohol 7.30am to 11.30pm, 7 days a week in a residential area - I'm sure you wouldn't like it outside your bedroom window!

I would also like to point out that we have been in lockdown the past year and the restaurant has been closed which is why there are not more objections.

We are now not able to have our windows open at night without being disturbed and I believe this is an infringement of our right to enjoy our house and garden.

At our meeting with The Wooldridge Company we were promised only 3 late nights and that guests would be guided to park near the restaurant. This did not happen and I believe this shows that outside music and dancing will also not be controlled in a way that is sympathetic to neighbours.

I look forward to hearing from you.

Jane Gresswell

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----- Forwarded message -----

From: Heidi Brodie <[Heidi@wooldridgegroup.co.uk](mailto:Heidi@wooldridgegroup.co.uk)>

To: "[blackwelldeb@yahoo.co.uk](mailto:blackwelldeb@yahoo.co.uk)" <[blackwelldeb@yahoo.co.uk](mailto:blackwelldeb@yahoo.co.uk)>, "[gresswellej@gmail.com](mailto:gresswellej@gmail.com)" <[gresswellej@gmail.com](mailto:gresswellej@gmail.com)>, Sarah Walters <[walterssarah@msn.com](mailto:walterssarah@msn.com)>, Cllr Victoria Wheeler <[Victoria.Wheeler@surreyheath.gov.uk](mailto:Victoria.Wheeler@surreyheath.gov.uk)>

Cc: Charlie Wooldridge <[Charlie@wooldridgegroup.co.uk](mailto:Charlie@wooldridgegroup.co.uk)>, licensing <[licensing@surreyheath.gov.uk](mailto:licensing@surreyheath.gov.uk)>, "[mark@appetite.me.uk](mailto:mark@appetite.me.uk)" <[mark@appetite.me.uk](mailto:mark@appetite.me.uk)>

Bcc:

Date: Tue, 11 Feb 2020 17:10:59 +0000

Subject: Lavershot Barns

Good Evening All,

I just wanted to start by saying thank you for all your time last Friday. Please see below all points raised, discussed and resolved at our meeting :

As discussed at the meeting on Friday 7<sup>th</sup> February 2020 :

- We walked into footprint of the restaurant area, where we indicated where the kitchen, toilets, private dining room and entrance would be located. The restaurant is half covered by a solid roof and half will be glass ( windows will lift slightly to assist with air circulation ). Both of these sections will cover the seating area for the restaurant.

- The entrance to the restaurant during the daytime operation will be via the walkway past Maidenhead Aquatics. During the evening operation, the exit will be via the garden centre ( blocking off the daytime entrance). This will direct our guests to the back end of the property towards their vehicles. This was discussed with Jane Cresswell, Debbie Blackwell and Cllr Helen Hansen Hjal who all agreed this was a valid suggestion by Charlie Wooldridge.
- The opening times for the restaurant were discussed as the following :
  - Monday to Wednesday 9am to 6pm. Last orders for alcohol 5.30pm.
  - Thursday to Saturday 9am to 11pm. Last orders for alcohol 10.30pm.
  - Sunday 9am to 4pm. Last alcohol orders 3.30pm.
  - In our discussion with Jane and Debbie, we suggested that we would be willing to block off main entrance & exit for the restaurant from 6pm onwards. The reason for the change will be to prevent customers hanging around in the car park, prevent noise from car doors slamming and general noise. Therefore, considering the steps taken to channel the customers to the back of the property, we would like to stick to the original opening times of Thursday- Saturday close to be 11.30pm with last drinks at 11pm. As we feel we have now covered all the concerns raised by Debbie and Jane.
  - We will be manning the garden centre from 6pm until 11.30pm and this staff members responsibility will be to usher customers to their car and disperse any gathering groups from the site.
- Music will be inside the restaurant only. Amends have been made and changed on the application to delete the option for outside music.
- We will not be providing any facilities for outside dining.
- The Farm shop will open Monday to Saturday 9am to 6pm and Sunday 10am to 4pm.

Other areas discussed but not part of the alcohol licence application :

- A smoking area will be assigned to the back of the property
- The main gate will be looked at, as it was suggested that it can be heard when it open and closes at the start and end of day.
- We talked through our ideas for the front entrance, which will be landscaped and changes made to make the fence more aesthetically pleasing.
- We discussed the vehicles waiting outside the entrance before the site is open at 7am. Charlie explained that we have had multiple conversations with our current tenants to explain this is unacceptable. We will continue to monitor this.
- Charlie has moved the turf company to a different site ( they were situated Pavilion Interiors side). This area will become a storage area instead.
- The car park will be re-surfaced, to upgrade on the current look and feel.
- Low level lighting for evenings, to assist people back to their vehicles and for staff safety.
- The car wash will be moved to the back of the property and the current area this occupies will become parking. Staff parking at back of property.
- White stores is being updated, as they want to fit in with the rest of the current upgrades.

Thank you again for your continued patience and willingness to discuss your views. We really want to make Lavershot Barns a wonderful place to visit for the community and yourselves, we hope that with all that we have presented to you Friday, you will agree that it should be. We look forward to inviting you to the grand opening.

Kind Regards

Heidi Brodie

Lavershot Barns General Manager

Mobile : 07774740286



**WOOLDRIDGE  
GROUP**

Wooldridge Group  
Hall Grove Farm  
Bagshot  
Surrey  
GU19 5HP

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From: **Simon Gresswell** <simon@finlaybrewer.co.uk>  
To: **Licensing Team** <Licensing@surreyheath.gov.uk>; **Paula Barnshaw**  
<Paula.Barnshaw@surreyheath.gov.uk>  
Subject: SHBCPR-20377 Lavershot Barns, London Road, GU20 6LL  
Date: 30.03.2021 15:55:25 (+0000)

Dear sir/madam

I own 2A Holm Place, London Road GU20 6LQ

**Ref SHBCPR-20377 Lavershot Barns, London Road, GU20 6LL**

We are writing to object to the licence being extended to 7 days a week with music and dancing outside. The restaurant is causing noise and light disturbance already and the extended hours will increase this.

When the restaurant was opened before lockdown we were regularly bothered by noise, especially as people went to taxis or to their cars up to and beyond midnight. The problem is as much from staff as guests and also taxi drivers.

This is unreasonable in an area with neighbouring residential properties.

This application reduces the very little peace and quiet offered to the residential neighbours, we have a right to some peace whether it is noise from guests or staff at midnight or people setting off the alarm at 6.30am.

Yours faithfully

**Simon Gresswell**  
Finlay Brewer  
138 Shepherds Bush Road  
London W6 7PB  
020 7371 4171  
[www.finlaybrewer.co.uk](http://www.finlaybrewer.co.uk)



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From: **Cllr Victoria Wheeler** <Victoria.Wheeler@surreyheath.gov.uk>  
To: **Licensing Team** <Licensing@surreyheath.gov.uk>; **James, Alick 3638**  
<Alick.James@surrey.pnn.police.uk>  
Subject: SHBCPR-20377 Licensing application  
Date: 30.03.2021 19:01:07 (+0000)

Dear licensing team

I raise the following objections in relation to the application above and hope that this will be moved to be considered by committee.

The revised opening hours which are sufficiently different that they can not, in my opinion be considered as a minor variation to the existing licensing application.

The prevention of crime and disorder

The premises are situated within a green belt setting with little in the way of street lighting outside the premises, with assertions from the applicant that lighting will not impede on neighbours ability to enjoy their premises and given that there is a main A30 access to the premises the rural, unpolished nature of the location may lead to an issue with anti social behaviour, increased vulnerability to diners returning to their cars and attract criminal activity 'on the off chance'.  
The applicant/ business owner has not shown a great regard for respecting the law with regard to alcohol and has previous conviction for alcohol related offences.

Public Safety

A number of matters were raised at the previous application that related to public safety. Matters relating to **fire safety, electrical circuitry, lighting, building safety or capacity, and first aid** were considered to be relevant for further consideration when the planning application was heard. However, the planning application has not been heard and therefore public safety, particularly in relation to lighting and building safety has not been adequately considered and I am concerned that the access points, external capacity etc is insufficient in an 'out of town' facility. In particular the car parking areas, their lighting access etc..

Prevention of public nuisance.

The proposed hours of operation, noise emanating from the premises, vibrations, and lighting will all have a negative impact on the immediate neighbours and in addition will have a detrimental impact on the wider greenbelt considerations. The hours of operation are excessive with close neighbours and will be exasperated as the surrounding area is 'quiet' particularly at nights when the traffic is less. Neighbours should have the right to peace in the mornings and weekends.

Therefore please note this as a formal objection to the application.

Kind regards  
Cllr Victoria Wheeler  
Windlesham and Chobham Ward  
t. 07900 927699  
e. Victoria.wheeler@surreyheath.gov.uk  
Surgeries run on the last Thursday of the month at Chobham Parish Pavilion, Station Road from 6:30 till 7:20 or please contact me to meet at another time.

This email is for addressee only and reflects the views of myself and not necessarily SHBC

## Eddie Scott

---

**From:** EJ Gresswell <gresswellej@gmail.com>  
**Sent:** 30 March 2021 17:54  
**To:** Paula Barnshaw; Licensing Team  
**Cc:** Cllr Valerie White; Cllr Victoria Wheeler  
**Subject:** Lavershot Barns SHBCPR-20377

**Follow Up Flag:** Follow up  
**Flag Status:** Completed

I write to lodge my objection to the above license application.

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I look forward to hearing from you.

Jane Gresswell

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**Annex D**

Lane End

Tank

Holm Place

The Bear House

Nursery

LB

Homestead Cottages

Cottage

Lavershot Court

Ward Boy

Track

all



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## Eddie Scott

---

**From:** Sarita Bishop  
**Sent:** 01 April 2021 13:22  
**To:** Licensing Team; Frances Soper; James Robinson  
**Cc:** Ryno van der Hoven; Jonathan Partington  
**Subject:** RE: Lavershot Barns - Closing date for representations 01/04/2021

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Good afternoon

Thank you for your e-mail as below.

Whilst not making a formal representation on behalf of the Local Planning Authority in respect of the submitted licensing application, we wish to provide the following information.

Although two planning applications have been received (one under consideration, the other invalid) the two areas outlined in red on the west side of the site do not benefit from planning permission in respect of development which has taken/is taking place.

Where planning permission is required, the potential impacts of noise, light, activity and general disturbance associated with the proposed development on the amenities of adjoining residents would be material considerations in the determination of any planning application (retrospective or otherwise). As such these impacts will be fully assessed as part of the planning application process. Without prejudice, this may include, where appropriate and notwithstanding any conditions imposed under other legislation, the imposition of relevant planning conditions, in the event that planning permission were to be granted, to ensure that the amenities of adjoining residents are safeguarded in planning terms.

We hope this information is useful.

Yours sincerely

Sarita Bishop (Mrs)  
Principal Planning Officer (Major Projects)  
Surrey Heath Borough Council  
01276 707587

---

**From:** Licensing Team <Licensing@surreyheath.gov.uk>  
**Sent:** 31 March 2021 16:06  
**To:** Sarita Bishop <Sarita.Bishop@surreyheath.gov.uk>; Frances Soper <Frances.Soper@surreyheath.gov.uk>; James Robinson <James.Robinson@surreyheath.gov.uk>  
**Cc:** Ryno van der Hoven <Ryno.vanderHoven@surreyheath.gov.uk>  
**Subject:** Lavershot Barns - Closing date for representations 01/04/2021

Good afternoon all,

I have recently been made aware that numerous complaints which have been received concerning this site. These range from noise, pollution, drainage, sewage and that the land owner is not compliant with planning regulations or is seeking retrospective planning consent.

At the present time the Premise Licence is under consultation this ends 01/04/2021 at midnight. I have received two representations from local residents and one from a local Councillor.

May I ask, as a Responsible Authority do you wish to make a representation.

Please follow this link to our public notice webpage, or if you wish to view the application please email and I will forward a copy <https://www.surreyheath.gov.uk/council/public-notices>

As I have already received relevant representations there will be a Licensing Sub-committee Hearing held via Zoom.

Kind regards, Paula Barnshaw