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Ribble Valley
Borough Council

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Dear Councillor

A HEARING will take place before the **SUB-COMMITTEE OF THE LICENSING COMMITTEE** at **2.00 pm** on **FRIDAY, 30 JUNE 2023** in **THE RIBBLE VALLEY BOROUGH COUNCIL CHAMBER, 13 CHURCH STREET, CLITHEROE.**

Membership of the Sub-Committee:

Councillor Stella Brunskill JP, Councillor Simon O'Rourke and Councillor Ian Brown (Chair).

Note: The Licensing Authority will only allow licensing decisions to be taken by a minimum of three councillors. In the event of one member being unable to attend, their place will be substituted by another member taken from the membership of the full Licensing Committee. In the event of this substitution taking place, all parties will be informed of the change of membership at the beginning of the hearing.

Yours sincerely

M. H. Scott

CHIEF EXECUTIVE

AGENDA

1. **WELCOME**
2. **APOLOGIES AND RE-CONSTITUTION OF THE COMMITTEE MEMBERSHIP**
3. **DECLARATIONS OF DISCLOSABLE PECUNIARY, OTHER REGISTRABLE AND NON REGISTRABLE INTERESTS**
4. **WHITE HART INN, 36 PADIHAM ROAD, SABDEN BB7 9EW** (Pages 3 - 52)

Report of the Head of Legal and Democratic Services enclosed
5. **EXCLUSION OF PRESS AND PUBLIC**

For further information please contact: Mike Hill on 01200 413214 or jenny.martin@ribblevalley.gov.uk

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RIBBLE VALLEY BOROUGH COUNCIL REPORT TO LICENSING SUB-COMMITTEE

meeting date: FRIDAY 30 JUNE 2023
title: WHITE HART INN, 36 PADIHAM ROAD, SABDEN, BB7 9EW
submitted by: HEAD OF LEGAL & DEMOCRATIC SERVICES
principal author: LICENSING OFFICER (ALCOHOL & ENTERTAINMENT)

1 PURPOSE

- 1.1 To advise the sub-committee on the determination of an application required under section 35 of the Licensing Act 2003.
- 1.2 Relevance to the Council's ambitions and priorities
- Community Objectives]
 - Corporate Priorities] The Council aims to be a well-managed Council; a robust licensing process contributes to that objective.
 - Other Considerations]

2 THE APPLICATION

- 2.1 The applicant, Spenworth Limited, already has the benefit of a Premises Licence originally granted on 19 August 2005. The licence currently permits the supply of alcohol for consumption on and off the premises and regulated entertainment.
- 2.2 A copy of the existing licence is attached at **Appendix A**.
- 2.3 The applicant has now made an application to vary the Premises Licence under Section 34 of the Licensing Act 2003. A copy of this application is attached at **Appendix B**.
- 2.4 Details of the licensable activities currently permitted, together with the variations applied for are set out in the table attached at **Appendix C**.
- 2.5 Eight relevant representations have been received from other persons. No representations have been submitted from any of the Responsible Authorities.
- 2.6 Relevant representations can be made in opposition to, or in support of, an application and can be made by any individual, body or business that has grounds to do so.
- 2.7 Statutory guidance states: "A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives" and "representations should relate to the impact of licensable activities carried on from premises on the objectives."
- 2.8 A copy of the representations are attached at **Appendix D**.
- 2.9 We have been advised by the applicant's solicitor that a condition has been agreed following dialogue with the council's environmental health department. "No sales of alcohol will be permitted in external areas after 2100 hrs each day".
- 2.10 Plans are attached at **Appendix E** showing the location of the premises.
- 2.11 All parties have been given notice of the hearing in accordance with Regulation 6 of The Licensing Act 2003 (Hearings) Regulations 2005.

3 THE LICENSING ACT 2003

3.1 When determining an application, the Licensing Act 2003 requires you to have regard to the representations received from Responsible Authorities and/or Other Persons (including supporting information), statutory Guidance issued under s.182 of the Act and take such of the steps as you consider necessary for the promotion of the four licensing objectives i.e.

- The prevention of crime and disorder;
- Public safety;
- The prevention of public nuisance; and
- The protection of children from harm.

3.2 The steps you may take are set out at section 3 of the Licensing Hearings – Guidance for Members, together with the statutory guidance issued under section 182 Licensing Act 2003 commencing at section 8.

4. LEGAL IMPLICATIONS ARISING FROM THE REPORT

4.1 Members are reminded that they must follow the rules of natural justice and they are bound by the code of conduct for elected members in licensing applications.

4.2 Members are reminded that they should have read or should hear all the facts prior to making a determination.

4.3 Members are reminded of the consideration they should give to the Human Rights Act 1998, in particular Article 1 – the right to peaceful enjoyment of possessions, Article 6 – the right to a fair hearing, Article 8 – respect for private and family life and Article 10 – the right to freedom of expression.

5. WARDS AFFECTED

5.1 The premises are situated within the Sabden Ward. The ward councillor is not a member of this sub-committee.

6. RISK ASSESSMENT

6.1 The approval of this report may have the following implications:

- Resources – none identified.
- Technical, Environmental and Legal – the report demonstrates that there has been proper consideration of the application and the relevant guidance and representations.
- Political – none identified.
- Reputation – none identified.
- Equality & Diversity – none identified.

7. RECOMMENDED THAT COMMITTEE

7.1 Determine the application and state the reasons for that determination.

MAIR HILL
HEAD OF LEGAL & DEMOCRATIC SERVICES

HELEN McKEE
LICENSING OFFICER

For further information please ask for Catherine Moore/Helen McKee on extension 4454.

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Licensing Act 2003

PRE(A)0042

Premises Licence

Part 1 - Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

White Hart Inn

36 Padiham Road, Sabden, Clitheroe, Lancashire, BB7 9EW.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area (applicable))	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday-Sunday	9:00am	Midnight
	New Year's Day	9:00am	2:00am on 1st January
F. Playing of recorded music (Indoors)	Monday-Sunday	9:00am	Midnight
	New Year's Day	9:00am	2:00am on 1st January
J. Supply of alcohol for consumption ON and OFF the premises	Sunday-Wednesday	8:00am	Midnight
	Seasonal variations - see additional conditions		
	Thursday-Saturday	8:00am	1:00am
Seasonal variations - see additional conditions			

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday-Wednesday	8:00am	12:30am
Seasonal variation - see attached conditions		
Thursday-Saturday	8:00am	1:30am
Seasonal variation - see attached conditions		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises



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Premises Licence

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Part 2

NAME, (REGISTERED) ADDRESS, TELEPHONE NUMBER AND EMAIL (WHERE RELEVANT) OF HOLDER OF PREMISES LICENCE

Spenworth Limited

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Spenworth Limited

14228494

NAME, ADDRESS AND TELEPHONE NUMBER OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES THE SUPPLY OF ALCOHOL

Stephen SPENCER

PERSONAL LICENCE NUMBER AND ISSUING AUTHORITY OF PERSONAL LICENCE HELD BY DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORIZES FOR THE SUPPLY OF ALCOHOL

Licence No. LPL/22/0955

Issued by Pendle

ANNEXES

ANNEX 1

MANDATORY LICENSING CONDITIONS

1. Section 19 of the Act provides that where a premises licence authorises the supply of alcohol, the licence must include the following conditions:
 - (1) 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 a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
 - (2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
2. Section 19A of the Act provides that where a premises licence authorises the supply of alcohol for consumption on the premises, the licence must include the following conditions:
 - (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.





Licensing Act 2003

PRE(A)0042

Premises Licence

ANNEXES continued ...

- (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 alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a 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 a significant risk of undermining a licensing objective;
 - (d) 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;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that (other than where that other person is unable to drink without assistance by reason of a disability).
3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply 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 -





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PRE(A)0042

Premises Licence

ANNEXES continued ...

- (a) a holographic mark, or
 - (b) an ultraviolet feature.
5. The responsible person must ensure that:
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic 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 whisky: 25ml or 35ml; and
 - (iii) still wine in a glass: 125ml;
 - (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. (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





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Licensing Act 2003

PRE(A)0042

Premises Licence

ANNEXES continued ...

- (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.
7. In addition to the hours above, the premises are permitted to remain open and alcohol is permitted to be served and supplied on the following days:
- a. Easter Bank Holiday, May Bank Holiday, Spring Bank Holiday and August Bank Holiday - the Sunday of each weekend 0800 until 0130 the following day;
 - b. from 0800 on 31st December to 0030 on 1st/2nd January - 40.5 hours continuous;
 - c. when national and international sporting events are taking place (i.e. Olympics and Football World Cup) and are televised, alcohol to commence being served and the premises to be open one hour prior to the event starting and alcohol to continue to be served two hours after the event has finished and the premises to remain open two and a half hours after the event has finished.

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

ON-LICENCE

1. The above restrictions do not prohibit:



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Licensing Act 2003

PRE(A)0042

Premises Licence

ANNEXES continued ...

- a. during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied consumption as ancillary to the meals.
 - b. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - c. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - d. the sale of alcohol to a trader or club for the purposes of the trade or club;
 - e. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - f. the taking of alcohol from the premises by a person residing there; or
 - g. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - h. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
2. In addition, the following conditions apply
- a. The management will ensure that the grounds of the premises will be kept tidy and without nuisance to other neighbouring businesses or residents.
 - b. All lighting on external signs will be turned off at 11.30pm with the exception of the heat sensored light which is for customer safety when exiting the premises.
 - c. All members of the management will be trained in relation to all the licensing objectives so as to prevent crime, disorder, public nuisance and promote public safety and the protection of children from harm.
 - d. The designated premises supervisor will be a member and active supporter/participant at the local pub watch scheme (where one exists).
 - e. All members of staff concerned with sales of alcohol will be trained in relation to sales of alcohol





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Licensing Act 2003

PRE(A)0042

Premises Licence

ANNEXES continued ...

to persons under the age of 18 years.

- f. There will be signs posted at the exits reminding customers to leave quietly and with respect for local residents.
- g. When entertainment is provided the designated premises supervisor or their nominated member of the management team will monitor the external noise levels of the premises to ensure that no nuisance is being caused to noise sensitive dwellings nearby.
- h. Using toughened glasses when possible.
- i. Buying/selling products in plastic bottles where possible.
- j. CCTV facilities available.
- k. Amplified music is turned off in the beer garden/external areas of the premises at 2200 each day.
- l. Doors and windows to be kept closed when entertainment is in progress (except for access).
- m. All curtains in the licensed area will be closed at 2300.
- n. The premises have agreed links with local taxi companies for collection of customers and drivers of such companies are instructed not to sound their horns.
- o. External bottle bins at the premises will not be filled between the hours of 10pm and 9am.
- p. The beer garden will cease to be used by customers for the purposes of the consumption of alcohol at 23.00 each day. The area described as the "yard" on the plan attached to the Premises Licence will cease to be used by customers at 23.00 each day.
- q. Any external areas designated for use by smokers may remain in use until the terminal opening time of the premises and the management of the premises will ensure that such area is monitored regularly to ensure that residents living in the vicinity are not disturbed by customers and that all reasonable and practical steps are taken to reduce any such noise and disturbance which may occur.
- r. Notices shall be displayed in the external areas of the premises advising customers of the appropriate closure time for such area and of the terminal time for the consumption of alcohol.

ANNEX 3 - CONDITIONS ATTACHED AFTER A HEARING BY THE LICENSING AUTHORITY

None attached.



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Premises Licence

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Chief Executive
Signature of Authorised Officer



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PRE(A)0042

Premises Licence Summary

Premises Details

POSTAL ADDRESS OF PREMISES, OR IF NONE, ORDNANCE SURVEY MAP REFERENCE OR DESCRIPTION

White Hart Inn

36 Padiham Road, Sabden, Clitheroe, Lancashire, BB7 9EW.

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- the supply of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Monday-Sunday	9:00am	Midnight
	New Year's Day	9:00am	2:00am on 1st January
F. Playing of recorded music (Indoors)	Monday-Sunday	9:00am	Midnight
	New Year's Day	9:00am	2:00am on 1st January
J. Supply of alcohol for consumption ON and OFF the premises	Sunday-Wednesday	8:00am	Midnight
	Seasonal variations - see additional conditions		
	Thursday-Saturday	8:00am	1:00am
Seasonal variations - see additional conditions			

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday-Wednesday	8:00am	12:30am
Seasonal variation - see attached conditions		
Thursday-Saturday	8:00am	1:30am
Seasonal variation - see attached conditions		

WHERE THE LICENCE AUTHORISES SUPPLIES OF ALCOHOL WHETHER THESE ARE ON AND / OR OFF SUPPLIES

- J. Supply of alcohol for consumption ON and OFF the premises



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Licensing Act 2003

PRE(A)0042

Premises Licence Summary

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

Spenworth Limited

REGISTERED NUMBER OF HOLDER, FOR EXAMPLE COMPANY NUMBER, CHARITY NUMBER (WHERE APPLICABLE)

Spenworth Limited

14228494

NAME OF DESIGNATED PREMISES SUPERVISOR WHERE THE PREMISES LICENCE AUTHORISES THE SUPPLY OF ALCOHOL

Stephen SPENCER

STATE WHETHER ACCESS TO THE PREMISES BY CHILDREN IS RESTRICTED OR PROHIBITED

No restrictions attached

M. H. Scott

Chief Executive
Signature of Authorised Officer





Ribble Valley
 Application to vary a premises licence
 Licensing Act 2003

For help contact
licensing@ribblevalley.gov.uk
 Telephone: 01200 414454

* required information

Section 1 of 18

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name If the applicant's business is registered, use its registered name.

VAT number Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name Street District City or town County or administrative area Postcode Country **Agent Details*** First name * Family name * E-mail Main telephone number

Include country code.

Other telephone number Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent BusinessIs your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business	<input type="text" value="Partner"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the headquarters of your business is located.
Agent Registered Address		Address registered with Companies House.
Building number or name	<input type="text" value="1A"/>	
Street	<input type="text" value="Chapel Street"/>	
District	<input type="text" value="Winckley Square"/>	
City or town	<input type="text" value="Preston"/>	
County or administrative area	<input type="text" value="Lancashire"/>	
Postcode	<input type="text" value="Pr1 8BU"/>	
Country	<input type="text" value="United Kingdom"/>	

Section 2 of 18**APPLICATION DETAILS**

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name	<input type="text" value="36"/>
Street	<input type="text" value="Padiham Road"/>
District	<input type="text" value="Sabden"/>
City or town	<input type="text" value="Clitheroe"/>
County or administrative area	<input type="text" value="Lancashire"/>
Postcode	<input type="text" value="BB7 9EW"/>
Country	<input type="text" value="United Kingdom"/>

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable
value of premises (£)

20,400

Section 3 of 18**VARIATION**Do you want the proposed
variation to have effect as
soon as possible? Yes NoDo you want the proposed variation to have effect in relation to the
introduction of the late night levy? Yes NoYou do not have to pay a fee if the only
purpose of the variation for which you are
applying is to avoid becoming liable to the
late night levy.If your proposed variation
would mean that 5,000 or
more people are expected to
attend the premises at any
one time, state the number
expected to attend**Describe Briefly The Nature Of The Proposed Variation**

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 for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

The proposed variation is to amend the plans which accompany the premises licence in order to permit alcohol sales from an external area and to remove a redundant condition.

Section 4 of 18**PROVISION OF PLAYS**[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

 Yes No**Section 5 of 18****PROVISION OF FILMS**[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

 Yes No**Section 6 of 18****PROVISION OF INDOOR SPORTING EVENTS**

Continued from previous page...

See guidance on regulated entertainment

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

Yes No

Section 7 of 18**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See [guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

Yes No

Section 8 of 18**PROVISION OF LIVE MUSIC**

See [guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

Yes No

Section 9 of 18**PROVISION OF RECORDED MUSIC**

See [guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

Yes No

Section 10 of 18**PROVISION OF PERFORMANCES OF DANCE**

See [guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

Yes No

Section 11 of 18**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

See [guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Yes No

Section 12 of 18**PROVISION OF LATE NIGHT REFRESHMENT**

Continued from previous page...

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

Yes No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Yes No

Section 14 of 18

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide 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 etc gambling machines etc.

None currently anticipated.

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Provide 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.

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

As per existing premises licence.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

As per existing premises licence.

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

All curtains in the licensed area will be closed at 2300.

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

Section 16 of 18

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Continued from previous page...

As per existing premises licence.

b) The prevention of crime and disorder

As per existing premises licence.

c) Public safety

As per existing premises licence.

d) The prevention of public nuisance

As per existing premises licence.

e) The protection of children from harm

As per existing premises licence.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o 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.
 - o 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.

Continued from previous page...

- 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:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o 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;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o 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.

Section 18 of 18

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Variation fees are determined by the non domestic rateable value of the premises. You can find out a non domestic rateable value of a premises via the Valuation Office Agency website at: <http://www.2010.voa.gov.uk/rli/>

There are five fee bands as follows:

Band A - None to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

* If the rateable value of a premises falls within Bands D or E and the premises is used exclusively or primarily for the supply of alcohol for consumption on the premises, then you are required to pay a higher fee:

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time.

Capacity 5000-9999 - £1,000.00

Capacity 10000-14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

190.00

DECLARATION

I/WE UNDERSTAND THAT 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.

Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
 dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/ribble-valley/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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.

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)

LICENSING HEARING – 30 JUNE 2023
RIBBLE VALLEY BOROUGH COUNCIL
APPLICATION FOR THE VARIATION OF A PREMISES LICENCE
MADE BY SPENWORTH LIMITED
IN RESPECT OF THE WHITE HART INN, 36 PADIHAM ROAD, SABDEN, BB7 9EW

	Authorised by Existing Licence	Applied for
Supply of alcohol ON and OFF the premises:		
Mon	0800hrs-0000hrs	NO CHANGE
Tues	0800hrs-0000hrs	NO CHANGE
Wed	0800hrs-0000hrs	NO CHANGE
Thurs	0800hrs-0100hrs	NO CHANGE
Fri	0800hrs-0100hrs	NO CHANGE
Sat	0800hrs-0100hrs	NO CHANGE
Sun	0800hrs-0000hrs	NO CHANGE
Provision of Regulated Entertainment in the form of Live & Recorded Music (indoors):		
Mon	0900hrs-0000hrs	NO CHANGE
Tues	0900hrs-0000hrs	NO CHANGE
Wed	0900hrs-0000hrs	NO CHANGE
Thurs	0900hrs-0000hrs	NO CHANGE
Fri	0900hrs-0000hrs	NO CHANGE
Sat	0900hrs-0000hrs	NO CHANGE
Sun	0900hrs-0000hrs	NO CHANGE
New Year's Day	0900hrs-0200hrs	NO CHANGE
Opening hours of premises:		
Mon	0800hrs-0030hrs	NO CHANGE
Tues	0800hrs-0030hrs	NO CHANGE
Wed	0800hrs-0030hrs	NO CHANGE
Thurs	0800hrs-0130hrs	NO CHANGE
Fri	0800hrs-0130hrs	NO CHANGE
Sat	0800hrs-0130hrs	NO CHANGE
Sun	0800hrs-0030hrs	NO CHANGE
Nature of Proposed Variation:		The proposed variation is to amend the plans which accompany the premises licence in order to permit alcohol sales from an external area and to remove a redundant condition.



LICENSING ACT 2003

APPLICATION BY SPENWORTH LIMITED
FOR THE VARIATION OF A PREMISES LICENCE IN RESPECT OF
WHITE HART INN, 36 PADIHAM ROAD, SABDEN BB7 9EW

LIST OF RELEVANT REPRESENTATIONS

A. RESPONSIBLE AUTHORITIES

None

B. OTHER PERSONS

- 1.
- 2.
- 3.
- 4.
- 5.
- 6.
- 7.
- 8.

From: [REDACTED]
Sent: Thursday, May 25, 2023 6:27 PM
To: [REDACTED]
Cc: [REDACTED]
Subject: Application to vary premises licence – White Hart Public House, Sabden

 **External Email**

This email originated from outside Ribble Valley Borough Council. Do **NOT** click links or open attachments unless you recognize the sender and are sure the content within this email is safe.

Dear Ribble Valley Borough Council

Re. Application to vary premises licence – White Hart Public House, Sabden Reference. [REDACTED]

We are contacting you in connection with the above application.

We strongly object to the licence application for external sales of alcohol from a proposed bar in a dining shed in the rear garden of the White Hart in Sabden.

We object to the application for the following reasons:

1. We believe it is misconceived as Sabden Parish Council already considered the use of this shed in the rear garden of a rural village surrounded by residential properties and gardens in 2019 ([REDACTED] 12/2/19 planning recommendations which are also recorded at RV Licensing). This application flies in the face of Sabden Parish Council's express recommendations concerning the use of the sheds in the rear. These recommendations were only made recently after a challenge to the erection of the sheds by a number of residents and sight visits by councillors. The recommendations were adopted by RVBC. They were an attempt to balance competing interests and remain pertinent. No reason, never mind a compelling reason, has been offered for overturning or modifying these recommendations. It surely can't be equitable, reasonable or in the public interest for assurances to be given on behalf of premises to a democratically elected parish council for the purpose of obtaining planning permission recommendations, for these assurances and recommendations to then be completely undermined by a subsequent licensing application only a short time later. In fact, it is submitted that surely there should first be a planning permission change of use application in relation to a dining shed becoming a bar. Any such application would also be opposed again by residents. The licensing application should therefore be refused.
2. The licensees do not comply with their current licence obligations nor with arrangements they voluntarily offered neighbours in December 2022 in response

to nuisance issues (see below the White Hart's undated letter received in December 2022 & email exchanges about breaches and nuisance with the licensees over the last 5 months). The licensees do not adequately comply with their licensing obligations to ensure the grounds are "without nuisance" nor to effectively monitor noise or disturbance to residents including from the rear yard. They do not enforce arrangements they offered including re use of the rear yard area at night. You will also see reference in the emails to intimidatory conduct and or incitement on social media in response to local residents contacting Ribble Valley Licensing. We therefore object to this licensing application when current duties in existing licensed areas are often not observed. We do not believe that nuisance or anti-social behaviour from an external bar will be adequately monitored by the licensees.

3. In addition, we object because inter alia: (i) the proposed bar is positioned [redacted]. The bar is proposed for the nearest shed [redacted]. Despite prolonged email correspondence with the pub licensee (see attached) over recent months there has been no mention or consultation about this application for an external bar [redacted]. (ii) an external bar in the rear garden which has no sound proofing and is open will negatively impact local residents with noise nuisance. The bar area will concentrate pub customers [redacted]. We already regularly experience in our rear garden & in bedrooms when windows are open, loud adult language which is inappropriate for children. The location will concentrate this noise closer to our house [redacted]. The presence of an external bar will likely lead to increased nuisance and anti-social behaviour. (iii) We already receive passive smoke and noise regularly until after midnight from the poorly located smoking shelter which is located on ground floor [redacted]. windows. When bedroom windows are open the smell of smoking penetrates. The proximity of the proposed bar will increase passive smoking pollution for our family inc. our children [redacted] of our rear garden. (iv) The benefit to the pub or its customers of an outside bar located only approx. 40 feet from the entrance to its internal rear public bar is minimal whereas the impact in noise nuisance & potential anti-social behaviour for residents is potentially huge and significantly outweighs any benefit for the pub and its customers. Why should residents [redacted] the pubs' rear garden in a rural village have their right to peaceful enjoyment breached by unnecessary noise nuisance from an external bar when there are already more than adequate bar facilities inside the pub in very close proximity to its rear garden? (v) there is also a public safety issue of a bar being proposed so near a flight of external stone steps; (vi) the notification of this application has been very low key and we question whether it is compliant as ([redacted] this notice is all that appears and is only partially visible inside the pub window. There does not appear to be a plan displayed, an application number nor details of the hours proposed for the external bar. It should also be noted

REP 1

that the application is defective concerning current licensing hours i.e. Thursdays' hours.

4. We also oppose the application to remove the condition to close curtains at nighttime. Curtains help to reduce noise and light pollution from flashing lights during live entertainment.

5. Please maintain confidentiality as to our identity.

Many thanks for your consideration.

A redacted signature area consisting of a horizontal line with a textured, greyish background behind it, obscuring the name and any handwritten notes.

FW: White Hart Application

Tue 12/02/2019 22:45

To:

Dear Residents

PLANNING APPLICATION 3/2019/ 0011

Formation of paved patio area in the existing beer garden with five shed seating booths at the White Hart Inn, Sabden

Thankyou for attending the parish council meeting on Tuesday evening and expressing your concerns and making comments about the proposed plans at the White Hart.

Councillors A Haworth, I Jackson, S Clarke, C Eaves, R Newmark & M Pilkington visited the White Hart on Friday and discussed the application and viewed the site. During the discussions the applicant confirmed the following:-

The area is a No Smoking Area

The area will be gated and locked and will only be unlocked for use

The seating booths are for dining only – they will have heating and light

Dining ends at 9.30 pm

Lights will be switched off no later than 10pm

Any music will be switched off no later than 8 pm

Based on these discussions and having considered the comments made at the parish council meeting Sabden Parish Council will support the application and will be writing to RVBC to confirm No Objections, in so doing it will ask RVBC to set the above as conditions should the application be approved.

Thankyou

Sabden Parish Council

Sent: Wednesday, December 28, 2022 2:31:11 AM

Subject: Re: White Hart Noise

Thank you Stephen & Tom.

We would appreciate noise & vibration being reduced when there is live music.

We are used to living to a busy pub as we have lived in this property going on for 9 years .. (almost 19 years in the village in total). We want the pub to succeed as the village needs the pub.

However, our experience of the music this week .. was that it was considerably louder & the early hours of Boxing Day (1.45am) was far later than usual. Previously, under different management, live music has finished by 11pm.

I'm sorry that getting together won't be happening anytime soon as we have felt intimidated by social media comments apparently unfairly aimed at us & which generated unwelcome attention for us in the village. So we would ask that you respect our wishes concerning getting together for now .. & let's just leave it that our contribution to building bridges is that we wish you a Happy New Year & lets see how noise nuisance reduction goes first ..

Happy New Year to you both.

On Dec 28, 2022, at 8:17 AM, Stephen Spencer wrote:

Hi

Thanks for getting back to me, the offer to meet up will remain open, we would be happy to pay for a meal for you all as a good will gesture.

The live music does generally finish by 11 but I'll ensure it is going forward, in particular the jam night which falls on a weekday night (we were busier than usual last night probably due to it being holidays).

Many thanks

Stephen

Re: White Hart Noise

MD

To:

• Stephen Spencer
Wed 28/12/2022 10:38

Thanks Stephen..
11pm music finish going forward is much appreciated.

On Dec 28, 2022, at 10:48 AM, Stephen Spencer

wrote:

No worries just thought though the exception will be NYE when it will go on till about 1230

Re: White Hart Noise

MD

To:

• Stephen Spencer
Sun 15/01/2023 21:20

Stephen ..
It is really loud & it's Sunday night..
please can you turn it down.

RE: White Hart Noise

SS

Stephen Spencer

To:

• You
Mon 16/01/2023 11:00

Hi

Apologies we had a private party in last night (we were out), I believe it was finished by around 1030 but will speak to the staff about the noise. I am looking at the sound system to see if there is a way of switching off the speakers (at the moment there is a front and back mode for restaurant and bar, that I think we can probably move round).

If you email and don't get a response within 15 mins give the pub a ring and one of the bar staff will deal with it.

Thanks

Stephen

From: [REDACTED]
Sent: Friday, January 20, 2023 11:47:41 PM
To: Stephen Spencer [REDACTED]
Subject: Fwd: White Hart Noise

Stephen ..
you agreed live music would finish by 11pm (see your email below) ..it's gone 11.45pm & it's still going strong [REDACTED] ..!

[REDACTED]

From: Stephen Spencer [REDACTED]
Sent: Friday, January 20, 2023 11:48:54 PM
To: [REDACTED]
Subject: Re: White Hart Noise

It has just ended

Sent from [Outlook for iOS](#)

On Jan 21, 2023, at 10:19 AM, Stephen Spencer [REDACTED] wrote:
Morning [REDACTED]

Just wanted to follow up on your email last night.

Do you have any sort of recording from last night you could send so we can get an idea of how loud it is? The reason being that I took sound recordings outside a few times last night and as is usual passing cars drown out what little noise there is?

We will always endeavour to have live performances finish for 11 however we had karaoke on last night and this may go on longer depending on how busy we are, I did however turn it down at 11 given the discussions we have had.

Many thanks
Stephen

From:

Sent: Saturday, January 21, 2023 11:33:12 AM

To: Stephen Spencer

Subject: Re: White Hart Noise

Morning Stephen.

The music was clearly audible not only downstairs but in bedrooms where it was disturbing people in bed (one of us had to work this am).
I don't have noise recordings from last night.

I'm not sure why you would distinguish karaoke performances from live music performances ... if they both cause nuisance. Why can't they all finish at 11pm? People can still stay & drink after..

On Jan 21, 2023, at 11:55 AM, Stephen Spencer > wrote:
Hi

The live acts do two 45 minute sets with a half hour break so it is feasible for them to finish for around 11 (we can't start music until 9 due to diners and have cut the interval down to 15 minutes). Some acts like to play longer however we have pretty much stopped this.

The karaoke however is dependent on the number of people we have in who want to sing and takes a while to get going and again can't start 9, if Saturday working is a regular thing I could move karaoke to a Saturday night if that would be better (the only exception being bank holidays)?

As I'm sure you're aware our licence does allow live music until midnight however in the overwhelming majority of occasions it ends well before that.

I do think there needs to be a bit of give and take (given especially how much we have already done to try and cut down any noise since this was highlighted). As was the case last night, once the entertainment stops the majority of people leave, meaning these interventions also cost us in lost revenue which, in the current economical climate is only feasible to a certain point.

Let me know

Thanks

Stephen

Re: White Hart Noise

MD

To:

- Stephen Spencer
Sun 12/02/2023 01:30

Stephen,

It's almost 1.30am and the music is still coming through our bedroom

From:

Sent: Saturday, March 4, 2023 11:44:44 PM

To: Stephen Spencer

Subject: Noise

Maybe you didn't know you still have really loud customers in your smoking shelter at 11.45pm and the noise of karaoke through the party wall so late at almost midnight is causing a nuisance.

From: Stephen Spencer

Sent: Saturday, March 4, 2023 11:46:00 PM

To:

Subject: Re: Noise

There's no one outside and the karaoke is just about to finish

On Mar 4, 2023, at 11:56 PM, Stephen Spencer wrote:

Is the music level ok now?

To:

- Stephen Spencer
Sun 05/03/2023 00:01

I'm still listening to your non-existent customers out the back!

Re: Noise

SS

Stephen Spencer

To:

• You
Sun 05/03/2023 08:39

Start reply with:

Okay, thanks. Thank you for letting me know. Thank you for checking.

Hi

There was no one out the back of the pub when you emailed last night, I went and checked so I'm not sure where the noise was coming from but it wasn't for us

Regards

Stephen

To:

• Stephen Spencer
Fri 24/03/2023 23:28

It's very loud .. the stairs & banisters are vibrating with the bass & it's well after the 11pm you agreed bands would finish ..

& the large number of customers making noise in the rear yard at almost 11.30pm is in breach of the licence

Please can you show some consideration.

Re: Noise from smoking area

S

Stephen Spencer

To:

• You
Fri 24/03/2023 23:41

Start reply with:

Ok, thanks for letting me know. No problem, thank you! No problem, thanks!

The band is almost finished sorry and I've ushered people back inside

Sent from [Outlook for iOS](#)



Dear neighbour

We have been made aware of some concerns being raised about noise from the pub and wanted to reassure you that we take these concerns very seriously. We want to ensure that we do not impact our neighbours in any negative way, and we would rather have a great relationship moving forward.

We wanted to offer you some reassurance that we have taken several measures since opening to reduce the noise that is naturally associated with a pub. These includes:

- Closing the outside shelter/seated area at 10pm
- Switching the lights and heating off to the rear of the building at 9pm to discourage customers from lingering there
- We have added signage asking patrons of the pub to respect that we have neighbours and keep noise to a minimum
- We have installed new double-glazed windows that have significantly reduced noise escape
- We monitor and control the noise by taking decibel readings whenever there is live music
- CCTV is up and running in the bar and we are fitting CCTV externally to the front and rear of the building so that we can monitor those areas more effectively

If you have any other suggestions as to how we can improve things for you please don't hesitate to get in touch, either pop in or send us an email to

If there are any specific examples of people being noisy when they leave, again please let us know so we can check the CCTV and have a quiet word with them.

We look forward to welcoming you into the pub.

Kind regards

Tom & Stephen

LICENSING ACT 2003

APPLICATION FOR A PREMISES LICENCE

We, Spenworth Limited, **HEREBY GIVE NOTICE** that an application to vary a premises licence has been submitted to Ribble Valley Borough Council in relation to premises known as the White Hart Inn and situate at Sandiham Road, Sabden, Clitheroe, Lancashire, BB7 9EW, a full description of the proposed variation being as follows:

To amend the plans which accompany the premises licence in order to permit alcohol sales from an external area, and to remove a redundant condition.

Any interested party or responsible authority may make representations in connection with the application. Any such representations must be made in writing and be made on or before 6th June 2023 to the relevant Licensing Authority, the postal address and, where appropriate, the worldwide web address (where the register of the authority is kept and where the record of the application may be inspected) being as follows: the Licensing Section, Ribble Valley Borough Council, Council Offices, Church Walk, Clitheroe, Lancashire, BB7 2RA (www.ribblevalley.gov.uk).

Note: it is an offence to knowingly or recklessly make a false statement in connection with an application. A person guilty of such an offence is liable to an unlimited fine on conviction.

Harrison Drury Solicitors

Catherine Moore

From: [REDACTED]
Sent: 03 June 2023 08:43
To: Licensing
Subject: Objection to White Hart Inn Sabden license variation

Follow Up Flag: Follow up
Flag Status: Completed

⚠ External Email

This email originated from outside Ribble Valley Borough Council. Do **NOT** click links or open attachments unless you recognize the sender and are sure the content within this email is safe.

To the licensing officer,

I'm sending this to object to the variation in licensing for The White Hart Inn 36 Padiham Rd Sabden BB7 9EW.

The White Hart is close to my home address. The noise levels from the establishment have increased in recent years with live acts playing into the night however this is limited to weekends and bank holidays. It is currently irritating but tolerable as it's not a regular occurrence.

The indoor bar ensures people pace themselves with their alcohol consumption outdoors which keeps the situation bearable.

An outdoor bar would change the situation from tolerable to intolerable. It's a village pub in a residential area, the prospect of these events happening during the week into the night disrupting the peace isn't a pleasant one. I am also concerned about the noise nuisance and drunkenness an outdoor bar would bring especially during summer months.

I understand the landlord has previously spoken unfavourably about other neighbours online after they have asked him about managing the noise nuisance. I've been tolerating the noise as I live slightly further up the road however this licensing application would change that and I have to make an objection.

[REDACTED]
[REDACTED]
[REDACTED]

6th June 2023

Ribble Valley Borough Council Licensing
Church Walk
Clitheroe
BB7 2RA

BY HAND

Re. Application to vary premises licence – White Hart Public House, Sabden

[REDACTED]

I am writing in connection with the above application as a concerned Sabden resident.

I wish to object to the licence application for external sales of alcohol from a bar in the rear garden of the White Hart public house in Sabden.

I live in Sabden and have heard the loud public address system noise and music coming on 28th May from an event in the pub's rear garden. Also, whilst visiting local residents it is clear to me that nuisance is being caused by the pub to others within its vicinity. It is a great regret that local people are having their peaceful enjoyment of their homes unnecessarily disturbed in this way.

If this application is successful I believe it will undoubtedly add to the nuisance that is already occurring and I do not wish our village to be further disturbed, particularly when the White Hart pub has two alternative bars available for use inside its premises.

Please could you therefore register my objection against this application.

Many thanks.

[REDACTED]
[REDACTED]
[REDACTED]



Licensing Act 2003 – Representation Form

To make a representation in respect of an application for a Premises Licence or Club Premises Certificate please complete the following form. For representations to be considered relevant they must relate to one or more of the four Licensing Objectives:

- The prevention of crime and disorder
- Public safety
- **The prevention of public nuisance**
- The protection of children from harm

Please note all representations will be made available for applicants to view. If you make a representation objecting to an application you may also be called upon to attend a hearing and present your objection before the Licensing Sub Committee.

Personal Details	
Name:	
Address:	
Postcode:	
Email:	

Details of the Licence Application you wish to make a representation on	
Name of Applicant(s):	Spennworth Limited.
Name of Premises:	White Hart,
Premises Address:	36 Padiham Road,
	Sabden, Clitheroe,
	Lancashire.
Postcode:	BB7 9EW.

Reason(s) for your representation
<p>Under the Licensing Act 2003, for a representation to be relevant it must be one that is about the likely effect of the application on the promotion of the four Licensing Objectives. Any representations that are considered to be vexatious or frivolous will not be considered.</p>

Please fill in the reason(s) for your representation in the space provided under each Licensing Objective it relates to:

The Prevention of Crime and Disorder

Public Safety

The Prevention of Public Nuisance

This is a residential village and not a city centre. Regardless of this application the applicant has been holding live music sessions already retrospective of this application, and has proved that this would cause nuisance to the village.

The Protection of Children from Harm

Declaration

I, [redacted] hereby declare that all the information I have submitted is true and correct
(please print name)

Signed

Date: 05/06/2023

Please send the completed form to:

Licensing Officer (Alcohol & Entertainment)
Ribble Valley Borough Council
Council Offices
Church Walk
Clitheroe
BB7 2RA

Catherine Moore

From: [REDACTED]
Sent: 05 June 2023 08:33
To: [REDACTED]
Cc: Licensing
Subject: Re: Variation of Premises Licence PRE(A)0042 Application White Hart Sabden

⚠ External Email

This email originated from outside Ribble Valley Borough Council. Do **NOT** click links or open attachments unless you recognize the sender and are sure the content within this email is safe.

Dear Ribble Valley Borough Council,

Re: Variation of premises licence application – White Hart Pub,
 Sabden PRE(A)0042

I am writing in connection with the above application to inform the council that I object to the variation of the licence to change the use of an existing external shed seating booth to an outside bar located in the beer garden of the White Hart pub in Sabden.

The reasons for my objections are as follows:

- Having spoken with the licensee regarding the application, I was informed of his intention to have music playing from the proposed outside bar during unspecified opening times. The transmission of loud music, recorded and live, has been prevalent within the beer garden throughout the last month and has caused much disturbance to myself and other occupants of my property, located very close to the beer garden, as well as to many other residents whose properties are adjacent with the beer garden. On a number of occasions I have had to keep windows to the rear of my property closed in order to minimise the public nuisance impact of noise disturbance caused by loud music. A member of my family had to wear noise cancelling headphones inside our house for several hours in an attempt to block out the music. At times when events have been held in the beer garden, it is difficult to enjoy spending time in my garden due to a number of disturbances including very loud live music, anti social behaviour, offensive language, continuous noise from a generator inflating an unsupervised bouncy castle, and verbal abuse directed at young children by an intoxicated customer. I believe the installation of an outdoor bar within the beer garden will increase such incidents of public nuisance disturbance and impact on my quality of life at my home.
- A planning application for the formation of the shed seating booths in 2019 - Application No: 3/2019/0011 - was approved by Ribble Valley Borough Council subject to certain conditions which include:
 - The shed seating booths hereby permitted shall not be open, nor used, between the hours of 10pm and 12 noon on any day of the week. Reason: In order to protect the amenities of the occupiers of nearby properties.
 - Notwithstanding the details shown on the approved plans, **no music, singing, television broadcasting or other forms of live entertainment shall be permitted in the shed seating booths nor outside of the premises. Reason: To ensure that no disturbance is caused to the neighbouring occupiers of residential property.**
 - No external lighting shall be installed on site unless details of such lighting, including the intensity of illumination and predicted lighting contours, have been first submitted to, and approved in writing by, the Local Planning Authority. Any external lighting that is installed shall accord with the details so approved. Reason: In the interests of the visual amenities of the area.
- I have highlighted the condition which mentions no music etc as the licence contravenes the planning conditions of the outside of the premises (the beer garden) of the White Hart pub. As the reason stated for the planning condition was "to ensure that no disturbance is caused to the neighbouring occupiers of residential property", I am of the opinion that the variation to the licensing application should be refused. Furthermore,

as planning approval was necessary for the shed seating booths to be installed, would it be logical to assume planning approval would be required for change of use from seating to a licensed bar?

- The pub staff have informed customers that a number of complaints about noise were made by Sabden residents to the police on the weekend of the coronation, however the licensee and staff all appeared to be dismissive of residents concerns. Having seen posts made by the licensee on social media which appeared to encourage customers of the pub to berate and antagonise neighbouring residents who complain about noise, I am reluctant to speak to the licensee about issues of public nuisance such as noise disturbance, relating to outside areas of the rear of the premises, that I have experienced since they have been resident at the White Hart. The addition of an outside bar serving alcohol to customers drinking in the beer garden will no doubt increase alcohol consumption by beer garden customers, which will therefore increase incidents of anti social behaviour and noise disturbance that are not dealt with by pub personnel in an acceptable manner to prevent disturbance to neighbouring residents.
- There does not appear to be a need for an additional bar as there is an existing bar inside the premises which has been adequate to serve customers throughout the years of trading. The licensee states a need for an outside bar due to customers' safety when currently walking up and down the outside steps with glasses. This issue could, in my opinion, be simply resolved by having available, in the existing indoor bar, unbreakable or disposable glassware to customers who choose to drink outside. This practice is used in many licensed premises in the UK.

If possible, I would like to remain anonymous in the event that submissions are shared with the licensee.

Thank you for considering my comments.

Yours sincerely,

Catherine Moore

From: [REDACTED]
Sent: 05 June 2023 22:53
To: Licensing; [REDACTED]
Subject: Application to Vary Premises Licence White Hart Representations Ref: [REDACTED]

⚠ External Email

This email originated from outside Ribble Valley Borough Council. Do **NOT** click links or open attachments unless you recognize the sender and are sure the content within this email is safe.

Dear Ribble Valley Borough Council

I'm writing to provide representations in response to the proposed variation of Premises Licence for the White Hart Sabden Ref: [REDACTED]

We strongly object to the proposed variation to permit the sale of alcohol from the external area outlined in the application, because we have concerns that if this is granted the licence holder will not uphold the licencing objective for the prevention of public nuisance, we believe this because:

- We and local residents have ongoing complaints about persistent and frequent noise nuisance which have been logged with Ribble Valley Borough Council licensing. When concerns were being raised with the licence holders by the licensing team at Ribble Valley Borough Council the licence holders made social media posts which led to intimidation and harassment of those who raised the issues, and within this neighbouring properties were targeted.
- The licence holders made a promise to neighbours that music from live entertainment would cease at 11pm and that the rear smoking shelter area would not be used from 10pm to limit noise disturbance. However, we have recorded evidence that they have repeatedly not upheld either.
- The licence holders often do not adhere to aspects of the licence which are in place to limit noise nuisance to nearby residents, this includes closing the curtains after 11pm, closing windows and doors during live music performances and ensuring that customers do not congregate in the rear yard and smoking shelter area after 11pm.
- The licence holders have been granted two Temporary Event Notices recently which enabled live entertainment to take place in the rear garden and the sale of alcohol on the coronation weekend. There was no consultation with residents prior to the events. The noise nuisance was so loud and disturbing that we were unable to sit in our garden and have a conversation due to the unreasonable volume of the entertainment. This ruined the day for us. A local resident posted on social media to request the volume to be turned down and this was met by an inflammatory social media post from the licence holders which led to further intimidation.
- There was an incident in April 2023 where customers of the pub were arguing loudly outside the pub on the forecourt after 11pm which lasted for some time and my mother was made to feel unsafe on our driveway hearing this. The shouting could be heard in the house, with threats to kill made. The licence holder did not take reasonable steps to stop the altercation, prevent disruption to neighbouring properties or ensure the safety of customers and residents, but rather just walked past the disturbance.
- The licence holders demonstrate a lack of care for neighbouring residents and a lack of regard or understanding of their responsibilities to limit noise and nuisance.

Additionally the proposed bar area is located close to neighbouring residents, which will encourage people to congregate near the boundary which will concentrate noise in the vicinity of neighbouring gardens which will impede the enjoyment of our outdoor space. When planning permission was granted for the erection and use of the dining sheds restrictions were put in place to limit the activity in them in order to prevent noise disturbance to neighbouring properties. There has been no further planning application in respect of the change of use of the dining sheds for a bar and if an application was made local residents would again oppose the application as the risk of noise nuisance to neighbouring properties has not changed, as the proximity of the dining shed remains the same. In fact, with the above breaches and failures to prevent noise and nuisance by the licence holders, there is now an established risk of noise and nuisance to neighbouring properties.

All of the above should also be taken into consideration in respect of the application to remove the condition of closing the curtains at 11pm as this condition is in place to limit the impact of noise and light during live entertainment. Given the noise issues above we believe this condition should remain in place.

Please maintain confidentiality as to our identity.

Thank you in advance for your consideration.

Kind regards

Sent from [Mail](#) for Windows

Catherine Moore

From: [REDACTED]
Sent: 05 June 2023 12:02
To: Licensing
Subject: Planning application White heart Sabden

⚠ External Email

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Dear Ribble Valley Borough Council

Re. Application to vary premises licence – White Hart Public House, Sabden

[REDACTED]

We object to the licence application for external sales of alcohol from a proposed bar in the rear garden of the White Hart in Sabden.

We are villagers and recent events held in the rear garden of the White Hart can be heard across the village [REDACTED]. The pub causes nuisance and disturbance to those enjoying the peace of their own gardens. Having an outside bar at the pub is only likely to increase nuisance. There is no reason for an outside bar which disturbs other residents when there are already 2 bars inside the pub.

Many thanks,

[REDACTED]

Sent from [Outlook for Android](#)

Catherine Moore

From: [REDACTED]
Sent: 03 June 2023 09:46
To: Licensing
Subject: Objection to variation of PRE(A)0042

 **External Email**

This email originated from outside Ribble Valley Borough Council. Do **NOT** click links or open attachments unless you recognize the sender and are sure the content within this email is safe.

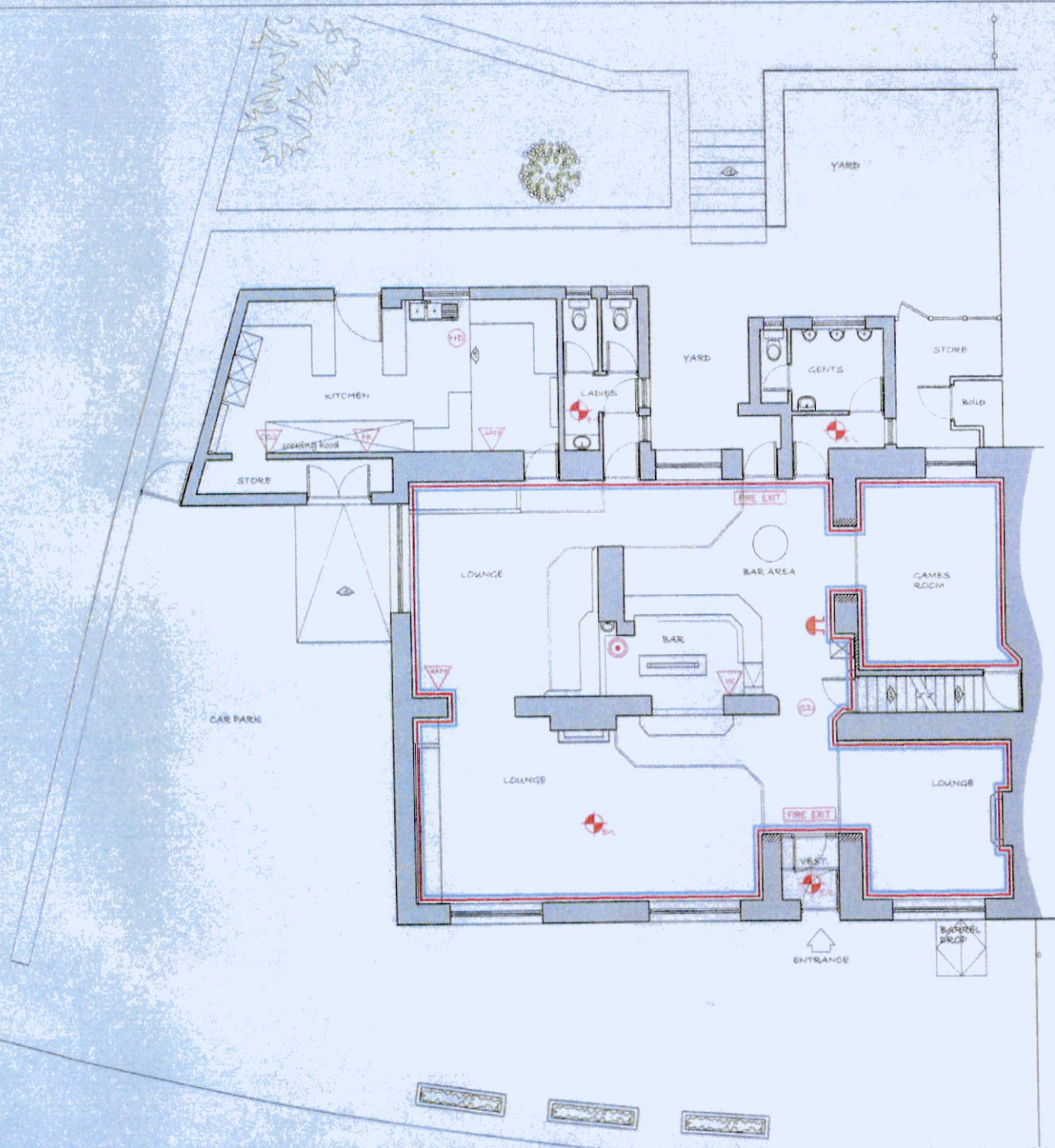
Good morning,

I would like to object to variation of PRE(A)0042 license including outdoor bar and music for the White Hart Sabden. Sabden is a peaceful village where many pensioners and working people move into to retire or rest after long working week. Outside bar with music would spoil this lovely atmosphere. I think many local residents will agree with me on this one. We moved to Sabden to escape city noise and enjoy countryside. Loud music will also have an impact on natural wildlife which may move out of the village due to the noise.

Thank you in advance for considering my objection.

Kind regards

[REDACTED]



NOTES
 This drawing is prepared and issued for the information of the client and is not to be used for any other purpose without the written permission of the designer.
 Dimensions are to centre of lines and dimensions unless stated otherwise.
 Do not use all dimensions.
 REVISIONS
 NO. 1: Initial Design - 14/09/2014
 NO. 2: Design Development - 10/10/2014
 NO. 3: Final Design - 20/10/2014
 NO. 4: Final Design - 20/10/2014
 NO. 5: Final Design - 20/10/2014

- Red line indicates area of fire load indicator
- Blue line indicates area of required route/escape
- Symbol denotes Emergency light
- Symbol denotes heat detector
- Symbol denotes smoke detector
- Symbol denotes Emergency Exit Light (with appropriate logo)
- Symbol denotes break glass exit sign
- Symbol denotes Strobe Light
- Symbol denotes Water type fire extinguisher
- Symbol denotes CO2 type fire extinguisher
- Symbol denotes 4FFF type fire extinguisher
- Symbol denotes Dry powder type fire extinguisher
- Symbol denotes Fire Blanket
- Symbol denotes door fitted with push bar to open

OVER DESCRIPTION
 Licensing Plan

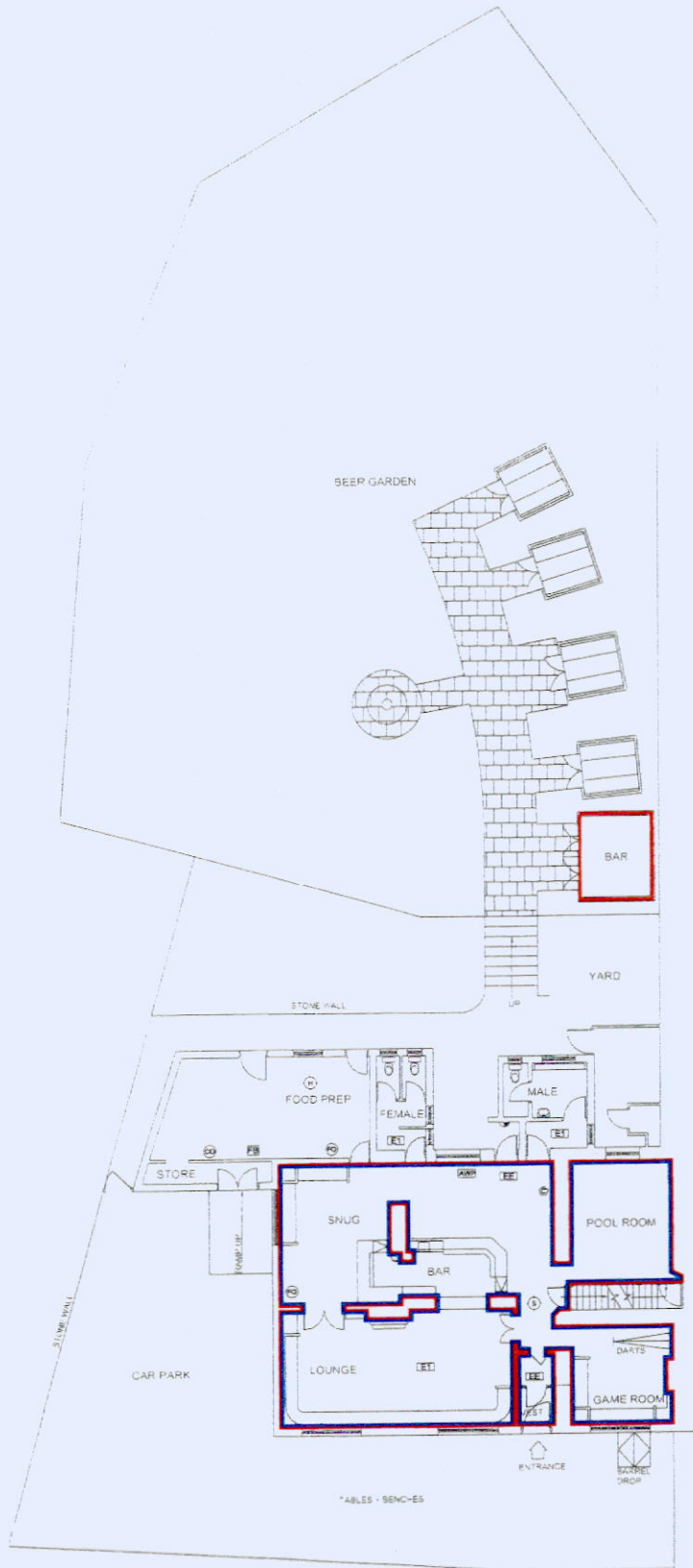
NOTICE
 THE WHITE HART
 GARDEN, BILKINGTON
 B&W NEW

OWNER
 DANIEL THOMAS PLC

DESIGNER	R. CROSS	SCALE	1:50 @ A1
DATE	OCT 2014	DWG. NO.	273-03

Imd
 and Associates Ltd
 1 Sentinel Court, Wilkison Way
 Off Haslingden Road
 Blackburn, Lancashire
 BB1 2EH
 Tel: 01524 60000 Fax: 01524 60000
 Email: info@imdat.co.uk

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Licensing Legend	
	Sale & Supply of Alcohol
	Regulated Entertainment
	Amusement With Prizes
	Emergency Light
	Emergency Directional Light
	Smoke Detector
	Heat Detector
	Call Point
	Fire Blanket
	Foam - Extinguisher
	Co2 - Extinguisher



Client THWAITES			
Date	Sept 2016	Status	Live/Rev
Drawn	JPS	Checked	LMD
Scale	1:100	Size	A1
Rev		Drawing No.	209 - L02
Drawing Title Proposed Licensing Site Plan			
Project File The White Hart, 36 Potham Rd, Salisbury, Wiltshire SP5 8JH			



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