

RIBBLE VALLEY BOROUGH COUNCIL REPORT TO LICENSING SUB-COMMITTEE

Agenda Item No. 4(1)

meeting date: WEDNESDAY 15 APRIL 2015
 title: THE LOWER BUCK, CHURCH ROAD, WADDINGTON, CLITHEROE BB7 3HU
 submitted by: HEAD OF LEGAL & DEMOCRATIC SERVICES
 principal author: LICENSING OFFICER

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, The Lower Buck Limited already has the benefit of a Premises Licence, originally granted on 27 September 2005 and transferred to the Lower Buck Limited on 8 September 2008. The licence currently permits a performance of live music and the supply of alcohol for consumption on and off the premises.
- 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 the 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 There are no additional measures described by the applicant at Section M "Licensing Objectives". These are as per the existing Premises Licence.
- 2.6 An additional condition has been agreed with the Police and the applicant's instructing solicitors in relation to "Challenge 25":

"A 'Challenge 25' scheme will be in operation. All persons who appear to be under the age of 25 years shall be required to produce proof of age by way of the following:

- A recognised proof of age card accredited under the British Retail Consortiums Proof of Age Standards Scheme (PASS);
- Photo driving licence;
- Passport;
- Official ID card issued by HM Forces or European Union Member State bearing a photograph and birth date of the holder.

All staff shall receive training to prevent under age sales of alcohol. All staff to receive regular refresher training to prevent underage sales."

- 2.7 There have been 10 relevant representations made. 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.
- 2.8 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."
- 2.9 A copy of the representations are attached at **Appendix D** and are made on the basis that the application will undermine three of the licensing objectives, mainly relating to the prevention of crime and disorder, public nuisance, and public safety.
- 2.10 On 2 April 2015, the Applicant's Solicitors, Napthens LLP, held a mediation meeting with those persons who had concerns, in order to explain their client's intentions for the premises and to explore any ways in which these could be addressed to the satisfaction of all parties. A copy of the letter inviting persons to the meeting is attached at **Appendix E**.
- 2.11 A plan is attached at **Appendix F** showing the location of the premises.
- 2.12 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, the authority's Licensing Policy Statement 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 2 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 Waddington and West Bradford Ward. Neither ward councillor is 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 Members are asked to make a determination and state the reasons for that determination.



DIANE RICE
HEAD OF LEGAL & DEMOCRATIC SERVICES



CATHERINE MOORE
LICENSING OFFICER

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

Ribble Valley Borough Council



Chief Executive: Marshal Scott CPFA
Directors: John Heap B.Eng. C.Eng. MICE, Jane Pearson CPFA

Council Offices
Church Walk
Clitheroe
BB7 2PA
www.ribblevalley.gov.uk

Licensing Act 2003

Premises Licence

Part 1 - Premises Details

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

Lower Buck Inn

Church Road, Waddington, Clitheroe, Lancashire, BB7 3HU.

Telephone 01200 423342

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live 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)	Sunday-Thursday	11:00am	11:00pm
	Friday-Saturday	11:00am	Midnight
J. Supply of alcohol for consumption ON and OFF the premises	Sunday-Thursday	11:00am	11:00pm
	Seasonal variations - see attached conditions		
	Friday-Saturday	11:00am	Midnight
	Seasonal variations - see attached conditions		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday-Thursday	11:00am	11:30pm
Seasonal variations - see attached conditions		
Friday-Saturday	11:00am	12:30am
Seasonal variations - 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

Part 2





Licensing Act 2003 Premises Licence

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

The Lower Buck Ltd

Edisford Road, Waddington, Clitheroe, Lancashire, BB7 3HU.

Telephone 01200 423342

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

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

Andrew Robert WARBURTON

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. PER0349

Issued by Ribble Valley

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.
 - (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





Licensing Act 2003

Premises Licence

ANNEXES continued ...

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 -

- (a) a holographic mark, or
- (b) an ultraviolet feature.





Licensing Act 2003

Premises Licence

ANNEXES continued ...

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





Licensing Act 2003

Premises Licence

ANNEXES continued ...

(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. Alcohol shall not be sold or supplied except during permitted hours.

In this condition, permitted hours means:

a. On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the following day, which would be 11.00am if New Year's Day falls on a weekday or 12 noon if a Sunday.

8. In addition to the above hours, alcohol is permitted to be served and supplied as follows:

- a. on 24th and 26th December from 1100 until 0000 the following day;
- b. Easter and Bank Holiday Mondays from 1100 until 0000 the following day;
- c. New Years Eve from 1100 on 31st December to 0130 the following day;
- d. St Patricks and St Georges Day from 1100 until 0000 the following day.

9. In addition to the above opening hours, the premises is permitted to open as follows:

- a. on 24th and 26th December from 1100 until 0030 the following day;
- b. Easter and Bank Holiday Mondays from 1100 until 0030 the following day;
- c. New Years Eve from 1100 on 31st December to 0200 the following day;
- d. St Patricks and St Georges Day from 1100 until 0030 the following day.





Licensing Act 2003

Premises Licence

ANNEXES continued ...

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

ON-LICENCE

1. The above restrictions do not prohibit:
 - a. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - b. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - c. the sale of alcohol to a trader or club for the purposes of the trade or club;
 - d. 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;
 - e. the taking of alcohol from the premises by a person residing there; or
 - f. 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
 - g. 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. The designated premises supervisor will be a member and active supporter/participant at the local pub watch scheme (where one exists).
3. There will be no irresponsible drink promotions which may encourage binge drinking.
4. All members of staff concerned with sales of alcohol will be trained in relation to sales of alcohol to persons under the age of 18 years.
5. A zero tolerance drugs policy is in place.
6. A heat sensed light is positioned over the main entrance door and also on the car park for customer safety when exiting the premises.





Licensing Act 2003

Premises Licence

ANNEXES continued ...

7. Emergency exits and emergency escape routes will be maintained to ensure that these can be used at all times.
8. Testing and inspection of the gas installation at the premises by a qualified engineer every 3 years.
9. Testing and inspection of the emergency lighting at the premises by a qualified engineer every 3 years.
10. Testing and inspection of the fire alarm at the premises by a qualified engineer every 3 years.
11. Testing and inspection of the electrical installation at the premises by a qualified engineer every 3 years.
12. All escape routes and exists will be maintained so as not to cause hindrance in the event of evacuation.
13. The premises will have agreed links with a local taxi company for collection of customers.
14. The beer garden will not be used for the consumption of alcohol after 2200hrs Sunday to Thursday and after 2300hrs on Fridays and Saturdays.
15. The management will ensure that the grounds of the premises will be kept tidy and without nuisance to other neighbouring businesses or residents.
16. The licensee will monitor noise from regulated entertainment and take reasonable steps to ensure there is no disturbance to nearby residents.
17. Smoking only permitted in the snug and pool room and Beer Gardens.
18. The cigarette machine at the premises is to be positioned within sight of the bar servery in order that full supervision can be given.
19. No persons under the age of 16 will be allowed on the premises after 2200hrs.

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

None.

ANNEX 4 - PLAN OF PREMISES

Plan attached.





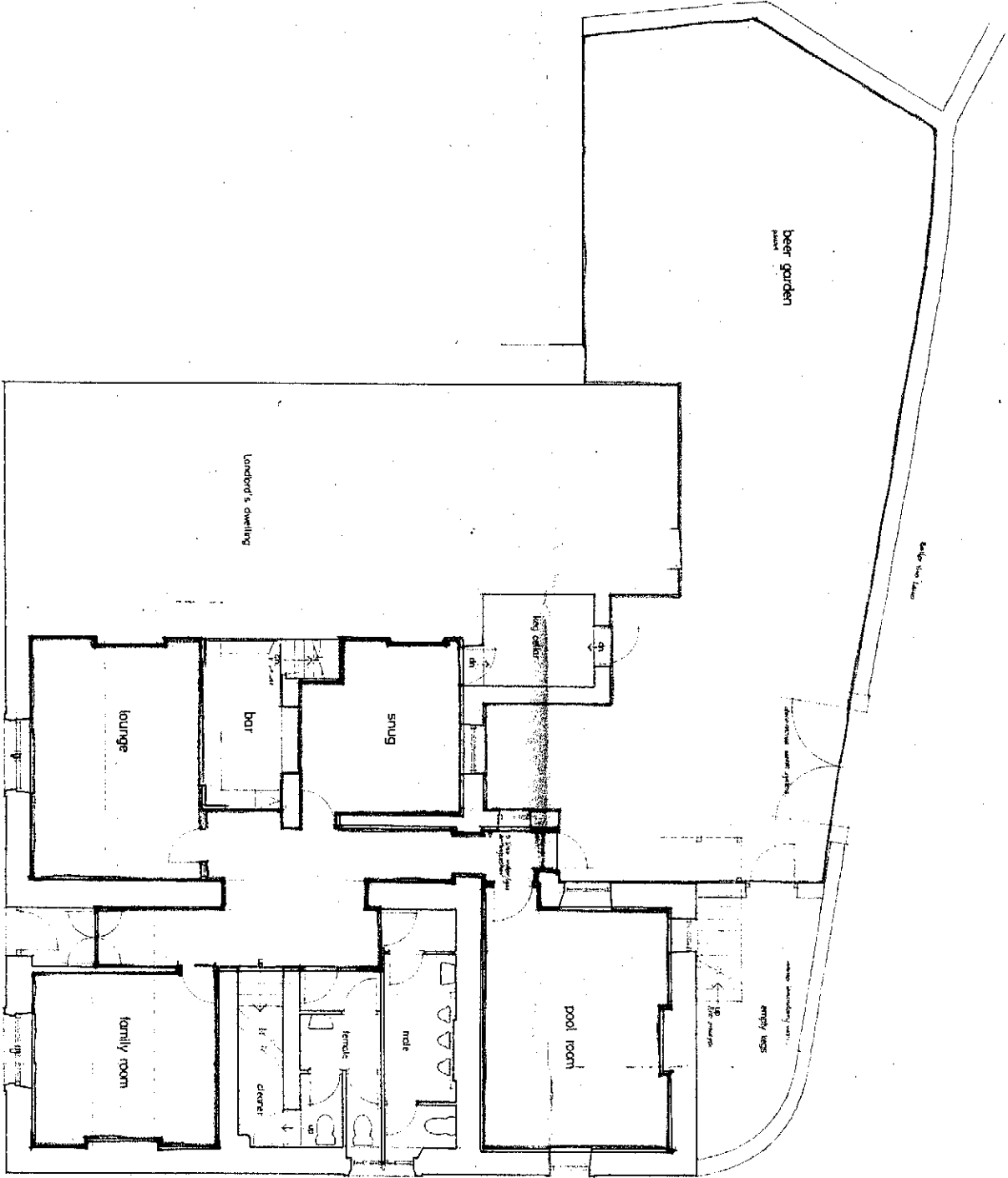
Licensing Act 2003

Premises Licence

M. H. Scott

Chief Executive
Signature of Authorised Officer





Proposed floor plan for existing building

Sale of alcohol
Consumption

Project
**LOWER BLACK PH
EDSFORD WINDMILLINGTON
LICENSED AREAS**

Client
MR. J. K. MAUSSEY

Design
EXISTING LAYOUT

Drawing No. **2005/12** Revision

Date **JUNE 2005** Scale **1:50**
David W. Bennett Dip. Arch. Mem. A.R.B.A.
Chartered Architect
Wood End Lodge, Edford Road
Tel. 01205 444000



Licensing Act 2003

Premises Licence Summary

Premises Details

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

Lower Buck Inn

Church Road, Waddington, Clitheroe, Lancashire, BB7 3HU.

Telephone 01200 423342

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live 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)	Sunday-Thursday	11:00am	11:00pm
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J. Supply of alcohol for consumption ON and OFF the premises	Sunday-Thursday	11:00am	11:00pm
	Seasonal variations - see attached conditions		
	Friday-Saturday	11:00am	Midnight
	Seasonal variations - see attached conditions		

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Sunday-Thursday	11:00am	11:30pm
Seasonal variations - see attached conditions		
Friday-Saturday	11:00am	12:30am
Seasonal variations - 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

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

The Lower Buck Ltd
 Edisford Road, Waddington, Clitheroe, Lancashire, BB7 3HU.





Licensing Act 2003 Premises Licence Summary

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

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

Andrew Robert WARBURTON

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

None specified.

M. H. Scott
Chief Executive
Signature of Authorised Officer



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We The Lower Buck Limited

(Insert name(s) of applicant)

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 PRE(A)0133
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Lower Buck Inn Church Road Waddington			
Post town	Clitheroe	Postcode	BB7 3HU

Telephone number at premises (if any)	01200 423342
Non-domestic rateable value of premises	£23,250.00

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address	Station House Station Road Whalley		
Post town	Clitheroe	Postcode	BB7 9RT

Part 3 - Variation

Please tick as appropriate

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

Yes

No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

To extend the hours for licensable activities Monday to Sunday 11.00 to 01.00.

To add the licensable activity of recorded music Monday to Sunday 11.00 to 01.00.

To extend the opening hours to Monday to Sunday 11.00 to 01.30.

To remove some conditions.

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:

--

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.

Provision of regulated entertainment

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day				Start	Finish
				Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)</u>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here (please read guidance note 3)</u>		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)</u>		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</u>		
Fri					
Sat					
Sun					

E.

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.00	01.00			
Tue	11.00	01.00			
			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed	11.00	01.00			
Thur	11.00	01.00			
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	11.00	01.00			
			From the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.		
Sat	11.00	01.00			
Sun	11.00	01.00			

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11.00	01.00			
Tue	11.00	01.00			
			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
Wed	11.00	01.00			
Thur	11.00	01.00			
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	11.00	01.00			
			From the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.		
Sat	11.00	01.00			
Sun	11.00	01.00			

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

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

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	11.00	01.00			
Tue	11.00	01.00			
Wed	11.00	01.00			
Thur	11.00	01.00			
Fri	11.00	01.00			
Sat	11.00	01.00			
Sun	11.00	01.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) From the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.		

K

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

None currently anticipated.

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11.00	01.30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>From the end of the permitted hours on New Year's Eve to the start of permitted hours on the following day.</p>
Tue	11.00	01.30	
Wed	11.00	01.30	
Thur	11.00	01.30	
Fri	11.00	01.30	
Sat	11.00	01.30	
Sun	11.00	01.30	

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.

1. The above restrictions do not prohibit:
 - a) Consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - b) The ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - c) The sale of alcohol to a trader or club for the purposes of the trade or club;
 - d) 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 Station or an authorised mess of members of Her Majesty's naval, military or air forces.
 - e) The taking of alcohol from the premises by a person residing there; or
 - f) 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 expenses, or the consumption of alcohol by persons so supplied; or
 - g) 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. There will be no irresponsible drink promotions which may encourage binge drinking.
3. All members of staff concerned with sales of alcohol will be trained in relation to sales of

alcohol to persons under the age of 18 years.

4. Smoking only permitted in the snug and pool room and beer gardens.
5. The cigarette machine at the premises is to be positioned within sight of the bar server in order that full supervision can be given.

Please tick as appropriate

- 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 not enclosed 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 and e) (please read guidance note 9)

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.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- 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, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Napthens</i>
Date	18.02.15
Capacity	Solicitors and Agents

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Samantha Faud
 Napthens LLP
 Greenbank Court
 Challenge Way
 Greenbank Business Park

Post town	Blackburn	Post code	BB1 5QB
Telephone number (if any)	01254 686 225		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
Samantha.Faud@napthens.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. 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.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. 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.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. 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.
7. 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'.
8. 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.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

APPENDIX C

LICENSING HEARING – 15 APRIL 2015
RIBBLE VALLEY BOROUGH COUNCIL
APPLICATION FOR VARIATION OF PREMISES LICENCE
MADE BY THE LOWER BUCK LIMITED
IN RESPECT OF THE LOWER BUCK INN, CHURCH ROAD, WADDINGTON,
CLITHEROE BB7 3HU

	Authorised by Existing Licence	Applied for on Variation
Supply of alcohol:	ON and OFF the premises	ON and OFF the premises
Sun	1100hrs -2300hrs	1100hrs - 0100hrs
Mon	1100hrs -2300hrs	1100hrs - 0100hrs
Tues	1100hrs -2300hrs	1100hrs - 0100hrs
Wed	1100hrs -2300hrs	1100hrs - 0100hrs
Thurs	1100hrs -2300hrs	1100hrs - 0100hrs
Fri	1100hrs - Midnight	1100hrs - 0100hrs
Sat	1100hrs - Midnight	1100hrs - 0100hrs
24 and 26 December	1100hrs - Midnight	N/A
Easter & Bank Hol Mondays	1100hrs - Midnight	N/A
New Year's Eve	1100hrs – 0130hrs	From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day
St Patrick's & St George's Day	1100hrs - Midnight	N/A
Live Music (Indoors):		
Sun	1100hrs -2300hrs	1100hrs - 0100hrs
Mon	1100hrs -2300hrs	1100hrs - 0100hrs
Tues	1100hrs -2300hrs	1100hrs - 0100hrs
Wed	1100hrs -2300hrs	1100hrs - 0100hrs
Thurs	1100hrs -2300hrs	1100hrs - 0100hrs
Fri	1100hrs - Midnight	1100hrs - 0100hrs
Sat	1100hrs - Midnight	1100hrs - 0100hrs
24 and 26 December	None	N/A
Easter & Bank Hol Mondays	None	N/A
New Year's Eve	None	From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day
St Patrick's & St George's Day	None	N/A

APPENDIX C

	Authorised by Existing Licence	Applied for on Variation
Recorded Music (Indoors)		
Sun	None	1100hrs - 0100hrs
Mon	None	1100hrs - 0100hrs
Tues	None	1100hrs - 0100hrs
Wed	None	1100hrs - 0100hrs
Thurs	None	1100hrs - 0100hrs
Fri	None	1100hrs - 0100hrs
Sat	None	1100hrs - 0100hrs
24 and 26 December	None	N/A
Easter & Bank Hol Mondays	None	N/A
New Year's Eve	None	From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day
St Patrick's & St George's Day	None	N/A
Opening hours of premises:		
Sun	1100hrs -2330hrs	1100hrs - 0130hrs
Mon	1100hrs -2330hrs	1100hrs - 0130hrs
Tues	1100hrs -2330hrs	1100hrs - 0130hrs
Wed	1100hrs -2330hrs	1100hrs - 0130hrs
Thurs	1100hrs -2330hrs	1100hrs - 0130hrs
Fri	1100hrs - 0030hrs	1100hrs - 0130hrs
Sat	1100hrs - 0030hrs	1100hrs - 0130hrs
24 and 26 December	1100hrs - 0030hrs	N/A
Easter & Bank Hol Mondays	1100hrs - 0030hrs	N/A
New Year's Eve	1100hrs - 0200hrs	From the end of permitted hours on New Year's Eve to the start of permitted hours on the following day
St Patrick's & St George's Day	1100hrs - 0030hrs	N/A
To remove following conditions:	Annex 2	
	"1. The above restrictions do not prohibit:	
	a. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;	

APPENDIX C

<p>To remove following conditions cont....</p>	<ul style="list-style-type: none">b. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;c. the sale of alcohol to a trader or club for the purposes of the trade or club;d. 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;e. the taking of alcohol from the premises by a person residing there; orf. 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; org. 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." <p>"3. There will be no irresponsible drink promotions which may encourage binge drinking."</p> <p>"4. All members of staff concerned with sales of alcohol will be trained in relation to sales of alcohol to persons under the age of 18 years."</p> <p>"17. Smoking only permitted in the snug and pool room and Beer Gardens."</p> <p>"18. The cigarette machine at the premises is to be positioned within sight of the bar servery in order that full supervision can be given."</p>
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LOWER BUCK APPLICATION for EXTENSION AND MUSIC LICENCE

Dear Sir,

We wish to oppose the granting of an an Extension to the licencing hours and to the granting of a Music Licence to the LOWER BUCK public house in Waddington for the following reasons.

1. It is a rural area with houses in close proximity to the Lower Buck.
2. Parking for cars is minimal at the Lower Buck and therefore parking will be on the roads adjacent to the L B and as these roads are some what narrow in places, problems which already exist will be exacerbated, ie Parking on the corner opposite the Lower Buck.
- 3.Obtrusive sound will be created by car doors being closed and then starting up especially at about 12 to 1 am in the morning.
- 4.Sound of music during the Summer months will also be obtrusive especially if the windows are opened in a hot spell.
5. Sleep for the local inhabitants will be affected

S.T Greenough and V.J.Greenough

RECEIVED BY
CHIEF EXECUTIVE

- 5 MAR 2015

FAC

RECEIVED
CHIEF EXECUTIVE

5th March 2015

- 6 MAR 2015

The Chairman
Ribble Valley Borough Council
Clitheroe Council Offices
Clitheroe

FAO

Dear Sir,

Re: Lower Buck Application for changes in licence and entertainment.

NOISE

Supplying alcohol and music off the premises from 11am until 1 am in a small area only separated by private gardens from an area already designated as of outstanding Natural Beauty would not only distress the immediate neighbours but would disturb the whole village, attracting partying incomers from surrounding towns changing a much loved Village Public House into a nightclub. For a time in the 1990s because of rowdiness and drunkenness of clientele it was dangerous to walk near the Lower Buck in the late evening.

PARKING of VEHICLES and ROAD SAFETY

Inconsiderate parking by clientele on the bend of Church Road impairing the vision of motorists and walkers, on the road backing on to the side of the Lower Buck and at the rear lane is already causing hazards obstructing the passage of vehicles and would block ambulances, medical Assistants and possibly Farm Vehicles. The lane recently called Belle Vue is a cul-de-sac running at the rear of the Lower Buck is in very poor condition and already used as a turning-point for vehicles. It was at one time a safe lane for walkers and children were able to use it in safety.

The Lower Buck Inn has no official parking area other than the front cobbles.

Would you kindly take into consideration the above points.

Yours faithfully,

S. Elleray



Chartered Architect Dip. Arch. Manc., ARIBA.
Listed Building & Conservation Consultant

**West End Lodge,
Edisford Road,
Waddington,
Clitheroe,
Lancashire BB7 3HU
Telephone 01200 444009**

9 MAR 2015

F

The Licencing Magistrates,
R.V.B.C.
The Council Offices,
Church Walk,
Clitheroe BB7 2RA

6 March 2015

Dear Sirs,

Re: Lower Buck P.H. Waddington - Licence Application

I refer to the above and herewith confirm my comments, observations and/or objections to the proposed application:

1. My property in which I have resided for 20 years is directly opposite the Lower Buck being only 2.6 metres distant ie corner of L.B. and W.E.L., Therefore it should be understood that any problems encountered are impossible to ignore.
2. The Lower Buck is a village pub and NOT a town centre or city pub where generally, there are no adjacent or nearby residential properties.
3. External lights have been left on throughout the night hence causing light nuisance to us - one daughter's bedroom is very close to the pub and one outside table.
4. Nuisance in the form of shouting/swearing/throwing bottles has already been experienced and the proposed licence extension until 01.30 will not be tolerated and therefore I object most strongly on this aspect.
5. Traffic movement - taxis currently arrive and sometimes horns are used to alert persons in the pub, particularly when it is raining. Further, car doors are slammed. This is considered yet another nuisance which would become totally unacceptable for the extended opening hours.
6. Presence - The previous landlord Andrew Warburton did not live on the premises during the c. 6 years tenancy. It is during this period that problems have become more frequent. However, I have not made any objections to the problems experienced by us. It should be noted that during the time of the previous Landlord ie Mick - no problems occurred, this no doubt due to him living in the adjacent cottage. Such problems that did very occasionally occur were very quickly dealt with - he was an extremely conscientious landlord.
7. The extended hours could quite possibly lead to an influx of young drinkers coming in when the Clitheroe pubs close, to "enjoy" the ability to drink into the early hours; persons from the Edisford Bridge caravan site etc. will enjoy the extended drinking opportunities.
8. History - 2 kitchen extract roof fans were installed c. 14 years ago without RVBC approval. Subsequently, one had to be removed due to excessive noise experienced by several properties behind the pub.



Chartered Architect Dip. Arch. Manc., ARIBA.
Listed Building & Conservation Consultant

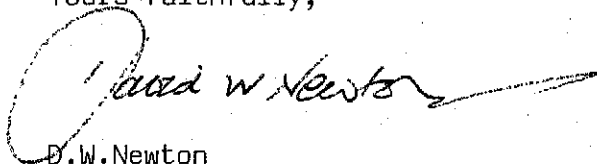
**West End Lodge,
Edisford Road,
Waddington,
Clitheroe,
Lancashire BB7 3HU**
Telephone **01200 444009**

Lower Buck, Waddington.
contd.

& March 2015

9. It is understood that the application states that further revisions could be sought in the future. WHAT ?
10. Summary - In conclusion based on the aforementioned; I must strongly object to the proposed licence application.

Yours faithfully,



D.W. Newton

REC-111
CHIEF

Mr & Mrs R. Taylor

14 MAR 2015

FAO	
-----	--

8 March 2015

Licensing Department
Council Offices
Ribble Valley Borough Council
Church Walk
Clitheroe
BB7 2RA

Re: Lower Buck

Dear Sir/Madam

We are writing to strongly object to the application made by The Lower Buck, Waddington to extend their opening hours and to hold live music performances.

My husband and I live adjacent to the pub garden and as neighbours we tolerate the noise from the pub already which consists of a large external kitchen fan, customers swearing and shouting when leaving the premises late at night as well as raised voices whilst smoking outside. In addition there are occasional taxis who sound their horns past midnight when collecting customers rather than entering the pub. Extending the hours of business further into the early hours of the morning will only aggravate this nuisance.

The pub is in a country village and we think the hours and conditions they have at the moment are sufficient. We acknowledge and support the recently appointed manager in trying to rejuvenate the pub, however the leap from no music played (as is the case now) to live bands is disproportionate. Live music is occasionally played at their sister pub, the Waddington Arms, just 150 yards away and it can be heard all over the village. Live music at both venues is unwarranted.

We have invested in secondary glazing and keep our door closed due to the noise in order to live together but we are concerned that The Lower Buck is made up of several small rooms so when live loud music is on the customers will likely spill outside the pub therefore increasing the noise level. This is a particularly important consideration as a family with young children live within earshot of the smoking areas front and rear. The premises is in an old building, it was not designed to contain modern levels of sound and vibration, and that the noise will inevitably escape from the premises and affect us and other neighbours who are mostly retired.

The other main drawback of the pub is that it has very few parking places. If the live music is intended to draw new custom from further afield then customers will inevitably be parking cars and mini buses on the already crowded country lanes.

Yours Sincerely,

Mr & Mrs R. Taylor

Yvette Livesey

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

The Administration & Licensing Officer
Ribble Valley
Borough Council
Council Offices
Church Walk
Clitheroe
Lancashire
BB7 2RA

RECEIVED
CHIEF EXECUTIVE OFFICER

14 MAR 2015

FAO

March 2015

Dear Sirs,

Lower Buck Inn, Church Road, Waddington, Clitheroe BB7 3HU

I write to you in connection with the proposed variation of the premises licence for the above property and to raise the following representations objecting to the variations.

I live [REDACTED] only a short walk from the Lower Buck Inn.

I am concerned that extending the opening hours to 1100hrs - 0130hrs Monday to Sunday will transform what is usually a quiet road into a noisy area by providing that customers can stay at the premises until the early hours of the morning throughout the week. Customers will also have the ability to use the outside facilities such as the beer garden, which is situated right on the edge of Edisford road enabling the noise during the extended opening hours to escape out of the premises and affect the neighbouring properties causing a public nuisance.

My concerns relating to the noise that will be produced at the premises and the resulting public nuisance are increased by the application to extend the hours for performances of live music and to add the provision of recorded music at the premises. The present licence prevents the performance of live music past 11pm on Sundays to Thursdays and on Fridays and Saturdays live music must stop at midnight. Under the proposed variation live performances will be able to continue until 1am throughout the week. The loud music and vibrations from the live performances, and where there are no live performances the playing of recorded music, will affect all the homes within the vicinity of the premises during these unsociable hours.

Furthermore, by extending the hours for the supply of alcohol on and off the premises to 1100hrs - 0100hrs Monday to Sunday will provide customers with a place to consume alcohol over a large period of time the effect of which will result in drunkenness on and off the premises in an area which is surrounded by quiet residential homes. The extended hours for supplying alcohol will encourage anti-

social behaviour by providing a venue for excessive consumption of alcohol and the local community will have to endure the alcohol related problems which stem from such consumption such as shouting, noisy and potentially aggressive behaviour both at the premises and while customers make their way home.

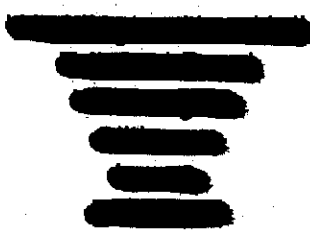
For the reasons stated above I strongly object to the proposed variations to the licence of the Lower Buck Inn.

If I can be of anymore assistance please do not hesitate to contact me.

Yours faithfully,



Yvette Livesey



REC: [unclear]
CHIEF [unclear]
14 MAR 2015

FAO [unclear]

The Administration & Licensing Officer,
Ribble Valley Borough Council,
Council Offices,
Church Walk,
Clitheroe,
Lancashire BB7 2RA

2nd March 2015

Dear Sirs,

**APPLICATION FOR VARIATION OF PREMISES LICENCE
THE LOWER BUCK INN, CHURCH ROAD, WADDINGTON CLITHEROE BB7 3HU**

I refer to the above applications to vary the Premises Licence:

I presently live in the immediate vicinity of the Premises and have done since May 2009. I have lived in Waddington in the vicinity of the Premises for over 15 years and know the village well.

I write to register my objection to the application for variation of the Premises Licence.

- A. Extended hours for live and recorded music
 - Daily 11.00 – 1.00 daily
 - New Years' Eve All night

(1) The prevention of crime and disorder

The present licence permits live and recorded music until 11.00 pm on Sunday to Thursday and midnight on Fridays and Saturdays. Extending the hours for live and recorded music will bring a greater concentration of young drinkers to the village without there being any measures to provide a safe and clean village.

The appeal to a younger customer is likely to lead to litter, disorder, and as there is no public transport available a greater likelihood of drink driving offences.

There is no Police presence in the village to prevent crime and disorder

(2) Public safety

There is no pavement or pedestrian protection along the road and customers are required to walk along the highway to gain access and for egress and are in danger from vehicles which drive though the village much faster at night.

(3) The prevention of public nuisance

Both live and recorded music will cause a public nuisance by way of noise escaping from the Premises which will be increased by extending the permitted hours.

Extending hours will cause a migration of customers through the village at late hours with the inevitable consequential noise and disturbance.

Extending hours will result in concentrations of young people in a small village which will produce disorder and disturbance. The need to disperse people quickly and safely from the centre of the village to avoid such concentrations cannot be fulfilled.

There is no Police presence in the village to prevent a public nuisance or to provide any enforcement.

B. Extended hours for supply of alcohol both on and off the Premises

Daily 11.00 – 1.00 daily
New Years' Eve All night

(1) The prevention of crime and disorder

Extending late night drinking will increase the likelihood of drunkenness and alcohol related crimes.

(2) Public safety

Extending the licencing hours will exacerbate the existing problems in that the Premises are located on a tight S bend without views and customers being dropped off and collected in the early hours are in danger of being unseen by cars.

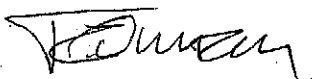
There is no pavement or pedestrian protection along the road and customers are required to walk along the highway to gain access and for egress and are in danger from vehicles which drive through the village much faster at night.

The street lighting is poor and pedestrians cannot be seen by vehicles

(3) The prevention of public nuisance

The Premises are located within a small area of residential accommodation in which there exist 3 public houses drawing customers from the local area all of which travel by car as there is no public transport facility. Extending the hours will increase nuisance from customers leaving the Premises in terms of voices, car door slamming and car engines.

Yours sincerely,



J.C. NUTTALL

13th February 2013

The Administration & Licensing Officer,
Ribble Valley Borough Council
Council Offices,
Church Walk
Clitheroe BB7 2RA

RECEIVED BY
CHIEF EXECUTIVE

13 MAR 2015

FAO

Dear Sir,

Lower Buck Waddington Licence Extension Application

We live immediately behind the Lower Buck a few yards from the back gates. Our bedroom overlooks the lane. We strongly oppose the application to extend their hours.

1. The Lower Buck is a village pub with no car parking. Cars therefore park on the street which is limited and has no pavements for pedestrians. So the space left for the movement of people and cars is very limited. There is also a right angle bend on the gable end making it very dangerous for pedestrians and the many cyclists who use it.
2. Street lighting is limited.
3. There is a lot of drinking outside the pub, including the yard at the back. We experience shouting and bad language and often children are present or live close by. But this ends round about 11.30pm. The proposed extension to 01.30am would make this unbearable and therefore strongly object to it.
4. Live and Recorded music till 01.30am would add to the problems.
5. There is quite a lot of noise when car doors are slammed and engines start. Also taxis sometimes blow their horns when collecting passengers. This would become intolerable if the hours were extended to 01.30am.
6. With limited on street parking customers do park at times behind the Lower Buck and this makes getting in and out of the lane tricky; sometimes cars are left overnight. It is impossible for larger emergency vehicles to get by.
7. The proposed extension of hours would lead to an influx of drinkers including younger people into Waddington from Clitheroe after their pubs have closed.
8. There is no Police presence in the village and no one lives at the Lower Buck.
9. About 14 years ago 2 kitchen extract fans were installed through the roof without RVBC approval. Subsequently one had to be removed due to the excessive noise experienced by several properties at the rear of the Lower Buck. There was also a restriction on the use of the fan as it is still noisy but this has been completely ignored. If an extension were to be granted the fan would be left running until closing.
10. We understand that the application states that further licence revisions would be applied for, what are these?

We would be grateful if you would give the above points your serious consideration.

Yours faithfully

Peter Laszlo
Hilary Laszlo

[Handwritten signature]
[Handwritten signature]

17 MAR 2015

FAO

Dear Sir/Madam,

It has been brought to my attention that The
house Buck has applied to extend their
opening times from 11pm to late Monday to
Sunday and also extend the hours of live music.

As a nearby resident, I would like to object
to this from happening. We enjoy living
near a thriving pub and accept there will
be noise from time to time, but feel if
this goes ahead it will cause alot more
disturbance to residents from both taxis
and cars pipping and raucyness from people
leaving in the early hours.

Some residents have problems as it is with
noise and parking issues, and I really feel
the extension of hours is not fitting with

a village pub surrounded by so many
houses close by.
Please consider my objection.

Yours Sincerely

A. Smith

RE
OFF
19 MAR 2015

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

The Licencing Magistrates,
R.V.B.C.,
The Council Offices,
Church Walk,
Clitheroe BB7 2RA

March 2015.

Dear Sirs,

Re: Lower Buck P H Waddington - Licence Application

I live opposite the Lower Buck Pub in Waddington and wish to bring to your attention my extreme concerns regarding the pub's current licence application.

In the evenings, particularly during the last years, there have been drinkers outside the pub using the tables and chairs, and I have experienced anti-social behaviour such as bad language, shouting, throwing bottles, fighting, and I should stress that my bedroom is on the far side of West End Lodge!

There has been no Landlord or Manager etc. living in residence during the past c. 6 years and therefore no control. Further, there is no police presence in the village.

During harvest and grass cutting time there are a lot of very large tractors coming through, even late at night, and because the road is so very narrow and on a bend between W.E.L. and the pub this is a public safety hazard.

Another very annoying occurrence is that taxis use their horns to alert people inside the pub and quite often use them again to speed up their customers. Along with this car doors are often slammed.

Bearing in mind the points I have raised, I object most strongly to the proposed licence extension. I have already experienced enough problems of nuisance etc. within the current licence. At times it has felt like I am not living in a village but a rowdy and disorderly town centre.

Yours Faithfully,

Miss R. K. Newton.

[REDACTED]
[REDACTED]
[REDACTED]

HAND DELIVERED Tel: 01200 429564
19/03/15 CM 19/3/15

Re Extension to licence hours at The
Lower Buck Waddington.

I would like to object to the extension to licence hours at the Lower Buck Waddington on the grounds of prevention of public nuisance - in particular live and recorded music late at night and the noise from people leaving the premises.

The proximity of the Lower Buck to my residence will mean additional noise and nuisance which will

be unacceptable

Yours sincerely

J. A. Pickup

(MRS J. A. PICKUP)

Direct Dial: 01254 686221
Email: Malcolm.Ireland@naphens.co.uk
Date: 27th March 2015

Our Ref: MF/111556-019

Your Ref:

Greenbank Court, Challenge Way
Greenbank Business Park
Blackburn, BB1 5QB
T: 01254 667733
F: 01254 681166
E: Blackburn@naphens.co.uk
W: naphens.co.uk
DX: 745450 Blackburn 12

Dear

**Re: The Lower Buck, Waddington
Application to Vary Premises Licence**

I act for the operators of the Lower Buck in relation to the above matter and as such, I have had sight of your objection to the application to vary the Premises Licence.

First and foremost, I must make clear that the operators have never had any desire to work against the wishes of the local community and that is still very much the case now. The operators were genuinely surprised at some of the objections which were received to the application and it is suspected that the motives for submitting the application may have been misunderstood.

In addition, as you may already be aware, the Licensing Act 2003 (which is the primary piece of legislation governing matters like this one) and the associated Guidance, strongly encourage a spirit of "partnership working", with open lines of communication between operators, responsible authorities, local businesses and local residents.

For the above reasons, the operators are keen to meet with those who have concerns about the application in order that they can explain their intentions for the premises and the rationale behind the application, and also so that they may listen to the concerns of residents and explore any ways in which they can be addressed to the satisfaction of all parties.

To facilitate this, the Applicant is proposing a meeting for all the interested parties. It is proposed that the meeting will take place at 18:00 at the Lower Buck on Thursday 2nd April and your attendance would be very much appreciated. I would be grateful if you would contact me to confirm whether or not you will be attending. I can be contacted on my direct line (above) during office hours, or on my mobile (07786076433) or e-mail address (above) at any time.

I look forward to hearing from you.

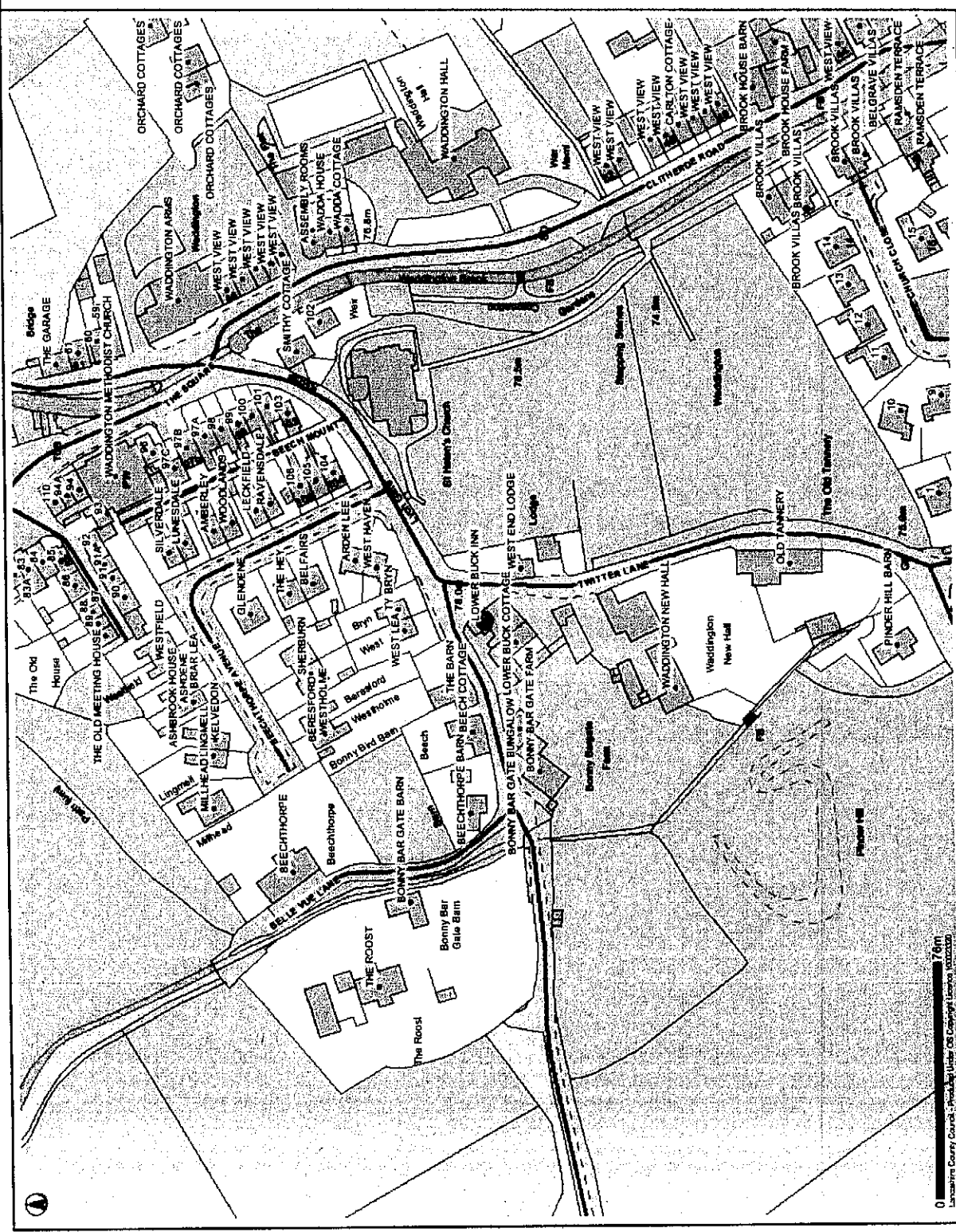
Yours sincerely

Malcolm F Ireland

**Partner, Head of Leisure & Licensing
for Naphens LLP, Solicitors**

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- Addresses**
- Approved
 - ★ Provisional
 - Other
 - ⚡ Roads
 - Districts
 - Other District/Authority
 - Lancashire Districts



The Lower Buck Waddington

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Date: 02/04/2015



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