



## SOUTH DERBYSHIRE DISTRICT COUNCIL

### Licensing Act 2003

#### Representation by an 'Other Person' as defined by the Act

**Note:** Please be aware that this form may be viewed by the Applicant or by a representative of the Applicant. It may also be read out in public at the sub-committee hearing.

You may request that the Licensing Authority withholds some or all of your details, however, the withholding of details will only be considered in exceptional circumstances where the Licensing Authority believes there to be a genuine and well-founded fear of intimidation. Any person who wishes the Licensing Authority to consider withholding their details is advised to contact the Licensing Department prior to submitting this form.

Your personal details will be redacted in the Licensing and Appeals Sub-Committee report.

An 'other person' can make representations against a relevant licence application. Representations may be made on behalf of the above by a representative e.g. MP, solicitor, or a friend.

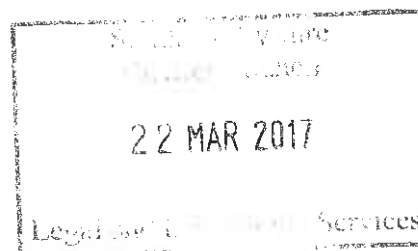
Please indicate in which capacity you are making this representation by ticking a box below:

- An individual person
- A body representing a person e.g. Solicitor
- A person involved in a business
- A body representing a business


Representations are only relevant to an application if they relate to at least one of the four **Licensing Objectives** listed below:

1. **The Prevention of Crime and Disorder**
2. **Public Safety**
3. **Prevention of Public Nuisance**
4. **The Protection of Children from Harm**



Representations may be made at any time during a period of 28 consecutive days starting on the day after the application was given to the Licensing Authority. This period is reduced to 10 working days for minor variations applications.

In the case of a closure order issued by the Police, representations may be made during the seven days that follow relevant notice being given to the Licensing Authority by the Magistrates Court, starting on the day after the day the notice was received.

Please enter your contact details below: -

Name:	Claire Babraff
Address:	
Postcode:	
Tel:	
E-mail:	

Please confirm the name and address of person, represented person or business affected, if different from the address given above i.e. this could be a shop premises in the vicinity but you do not live at the shop premises.

Name:	As above
Address:	
Postcode:	

Address of premises in application causing concern, which you wish to make a representation about

Name of Applicant:	Newton Park Hotel
Address of Premises	Newton Solney Burton on Trent DE15 0SS
Application Details:	Notice of application to vary a premises license

Please give details of your representation and evidence supporting your representation in the box below. Indicate which of the licensing objectives your representation refers to by ticking the relevant box/es:

- **The Prevention of Crime and Disorder**
- **Public Safety**
- **Prevention of Public Nuisance**
- **The Protection of Children from Harm**

Details of representation (please use additional sheets where necessary)

As a resident of Newton Park estate, we live in the vicinity of Newton Park Hotel.  
We are making a representation to the proposed extension of the hotel's license, on the grounds of the prevention of public nuisance.

Our primary concern with the proposed license extension is the increased noise disturbance from recorded or live music played at the hotel's functions (such as weddings).  
As residential neighbours to the hotel, we already experience an unreasonable level of disturbance from music played during hotel functions, even with our windows and doors closed, often past midnight.

If possible please suggest alterations to the application that would resolve the problem mentioned above, again paying attention to the licensing objectives

We would ask that the licensing authority considers making the following conditions:

1. The hotel ensures any noise from live or recorded music cannot be heard past the hotel boundary. The hotel needs to perform sound checks pre and during any functions, to ensure the noise is at an acceptable level (so it provides entertainment within the hotel but not outside it).
2. The hotel ensures that functions where recorded or live music is played are NOT held in the hotel's conservatory (we believe it is known as the William Morris suite), as this has the weakest sound proofing. N.B. The residents of Newton Park were lead to believe by the hotel manager in August 2016 that all functions were being moved away from the conservatory and into one of the function rooms within the body of the hotel.
3. The external doors and windows of the hotel's function rooms are kept closed at ALL times, and the hotel invests in air conditioning units if necessary. It is not acceptable to allow the hotel to keep windows and doors ajar (as the proposed new conditions state), as this significantly increases the noise disturbance to its neighbours.
4. The hotel refrains from playing recorded or live music outside in the hotel grounds.
5. All hotel staff are made aware of the conditions, particularly when the manager has left the premises and a function is still underway.

Once the Licensing Section has received this form you will receive a written acknowledgement. Your representation will be forwarded to the applicant and/or their representative who may contact you in order to discuss your representations.

This form must be received by the Licensing Authority within the statutory representation period.

Signed: .....

PRINT NAME: CLAIRE BABRAFF

Date: 21/03/17

Please return this form to the following address:

South Derbyshire District Council  
Licensing Section  
Civic Offices  
Civic Way  
SWADLINCOTE  
DE11 0AH

Or by email [licensing@south-derbys.gov.uk](mailto:licensing@south-derbys.gov.uk)