

# Committee Agenda



## Epping Forest District Council

### **Licensing Sub-Committee Monday, 16th September, 2013**

You are invited to attend the next meeting of **Licensing Sub-Committee**, which will be held at:

**Council Chamber, Civic Offices, High Street, Epping  
on Monday, 16th September, 2013  
at 6.30 pm .**

**Glen Chipp  
Chief Executive**

**Democratic Services  
Officer**

Gary Woodhall  
Office of the Chief Executive  
Tel: 01992 564470  
Email: democraticservices@eppingforestdc.gov.uk

#### **Members:**

Councillors K Angold-Stephens (Chairman), Mrs R Gadsby, H Mann and A Mitchell MBE

**PLEASE NOTE THE START TIME OF THE MEETING**

**THERE WILL BE A BRIEFING FOR THE SUB COMMITTEE AT 6.00pm. IN THE  
MEMBERS' ROOM**

#### **1. APOLOGIES FOR ABSENCE**

(Assistant to the Chief Executive) To be announced at the meeting.

#### **2. DECLARATIONS OF INTEREST**

(Assistant to the Chief Executive) To declare interests in any item on this agenda.

#### **3. PROCEDURE FOR THE CONDUCT OF BUSINESS (Pages 5 - 10)**

(Assistant to the Chief Executive) For all participants to note the agreed procedure for the conduct of business.

**4. PREMISES LICENCE VARIATION - NU BAR, 153 HIGH ROAD, LOUGHTON IG10 4LF (Pages 11 - 78)**

(Director of Corporate Support Services) To consider the attached report.

**5. EXCLUSION OF PUBLIC AND PRESS**

Exclusion:

To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

Agenda Item No	Subject	Exempt Information Paragraph Number
Nil	Nil	Nil

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

Confidential Items Commencement:

Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

Background Papers:

Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the officer responsible for the item.

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# Agenda Item 3

## PART 3(2) - RESPONSIBILITY FOR COUNCIL FUNCTIONS

### LICENSING COMMITTEE – TERMS OF REFERENCE

(1) The full Committee shall comprise 11 Councillors appointed by the Council at its annual meeting, including a Chairman and Vice-Chairman.

... (2) For the functions set out in Annex 1, and the legislation listed in Annex 2, a Sub-Committee consisting of no more than any three Councillors drawn, in alphabetical order, from the members of the full Committee shall be formed. Any such Sub-Committee shall elect a Chairman on an ad-hoc basis.

(3) For the transaction of business at full Committee meetings, the quorum shall be a minimum of five Committee members save that no business shall be transacted unless either the Chairman or Vice-Chairman of the Committee is present.

(4) The Committee and Sub-Committees shall have full authority to hear and determine licensing applications.

(5) The Committee and Sub-Committees shall be further empowered to determine appeals made against the decisions of the Head of Environmental Services taken under delegated authority on licensing applications.

... (6) The Committee shall at all times carry out its duties solely within the policy from time to time determined by the Council and shall conduct its proceedings in accordance with the requirements set out in Annex 3 (Conduct of Business by Licensing Committee and Sub-Committees).

(7) The Licensing Committee shall take no part in the production or revision of the statement of licensing policy made under Section 5 of the Licensing Act 2003, however, they may determine policy under the legislation listed in Annex 3.

**PART 3(2) – RESPONSIBILITY  
FOR FUNCTIONS  
LICENSING COMMITTEE**

**Licensing Act 2003 – LIST OF FUNCTIONS AND DELEGATED AUTHORITY**

<b>Matter to be dealt with</b>	<b>Full Committee</b>	<b>Sub Committee</b>	<b>Officers</b>
Application for personal licence		If a police objection	If no objection made
Application for personal licence with unspent convictions		All cases	
Application for premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application for provisional statement		If a relevant representation made	If no relevant representation made
Application to vary premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application to vary designated premises supervisor		If a police objection	All other cases
Request to be removed as designated premises supervisor			All cases
Application for transfer of premises licence		If a police objection	All other cases
Applications for interim Authorities		If a police objection	All other cases
Application to review premises licence/club premises certificate		All cases	
Decision on whether a complaint is irrelevant frivolous vexatious etc			All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application		All cases	
Determination of a police objection to a temporary event notice		All cases	
All policy matters except the formulation of the statement of licensing policy	All cases		

**PART 3(2) – RESPONSIBILITY  
FOR FUNCTIONS  
LICENSING COMMITTEE**

**LIST OF STATUTORY POWERS**

Those functions pertaining to licensing and registration and permits and consents contained in the following legislation and any regulations, orders, byelaws or other subsidiary legislation made under the above Acts:

Animal Boarding Establishments Act 1963  
Breeding & Sale of Dogs (Welfare) Act 1999  
Breeding of Dogs Act 1973  
Breeding of Dogs Act 1991  
Caravan Sites & Control of Development Act 1960  
Caravan Sites Act 1968  
Dangerous Wild Animals Act 1976  
Gambling Act 2005  
Guard Dogs Act 1975  
House to House Collections Act 1939  
Licensing Act 2003  
Local Government (Miscellaneous Provisions) Act 1976  
Local Government (Miscellaneous Provisions) Act 1982  
Pet Animals Acts 1951 & Pet Animals Act 1951 (Amendment Act) 1983  
Riding Establishments Acts 1964 & 1970  
Scrap Metal Dealers Act 1964  
The Game Act 1831  
Town Police Clauses Act 1847  
Town Police Clauses Act 1889  
Zoo Licensing Act 1981

## **Part 3(2) – Responsibility for Functions**

### **PART A – CONDUCT OF BUSINESS BY LICENSING COMMITTEE AND SUB-COMMITTEES**

**All references to committee in this annex shall be taken to infer a reference to the associated sub-committees.**

#### **1. General Conduct**

- 1.1 All hearings of the Licensing Committee under the Licensing Act 2003, are to be held in accordance with the Personal Licences, Hearings, Premises Licences and Club Premises Certificates, and Licensing Register Regulations, made under the Licensing Act 2003.
- 1.2 The Council's Constitution shall regulate the conduct of and debate at meetings.
- 1.3 In the case of hearings under the Licensing Act 2003, the Committee shall only consider those matters relevant to the licensing objectives as set out in the Licensing Act 2003 and the statement of licensing policy adopted by the Council.

#### **2. Declarations of Interest**

- 2.1 Members of the Committee are subject to the Council's Code of Conduct and to advice from the Standard Board for England, details of which will be provided to those members.

#### **3. Participation in the Hearing**

- 3.1 Debate shall be restricted to members of the Licensing Committee. Where a local ward member, not being a member of the Committee, wishes to participate in the hearing, they may do so only with the permission of the Chairman and their participation shall be subject to the same rules as are applied to any other witnesses to the application.
- 3.2 In hearings other than those under the Licensing Act 2003, where a ward member is a member of the Committee, and wishes to object to the application, the member shall give 14 days' notice of their intention, and shall play no part in the decision-making process of the Committee. In hearings under the Licensing Act 2003, those named as responsible authorities and interested parties in the Act may only make representations within the time limits set out in the relevant statutory provisions.
- 3.3 All persons participating in the hearing shall be made aware of the limitations or scope of statements that will be acceptable and, in particular, that statements should be factual or a fair statement on a matter of public interest.

#### **4. Attendance of the Public**

- 4.1 The Council's Constitution and relevant statutory provisions relating to the admission or exclusion of the public shall apply to all meetings of the Licensing Committee.



## **5. Natural Justice**

5.1 There are two elements to natural justice:

### **(a) Fairness**

- (i) All persons affected by the decision or in the case of matters associated with the Licensing Act 2003, those named as responsible authorities and interested parties in the Act, will be allowed a hearing before a decision is made.
- (ii) Only objectors who can show clearly that they are affected by a decision shall be afforded the right to be heard or, in the case of hearings under the Licensing Act 2003, only those named in the Act as responsible authorities or interested parties.
- (iii) All information shall be made available, where possible in advance, to the applicant and the Committee.
- (iv) All members of the Committee shall be present throughout the hearing of a particular application. Where a member arrives late or leaves during a hearing of a particular application, that member shall play no part in the decision-making process. Where an application is adjourned it shall be continued by the same members only, and no others.
- (v) The Committee shall have discretion in respect of 'late' objections. Such objections shall be clearly marked on the agenda as such and the Committee shall decide on their acceptability. The applicant shall be advised of any late objections. In the case of representations made in relation to the Licensing Act 2003 applications, these shall only be accepted in accordance with the relevant statutory provisions.

### **(b) Prevention of Bias**

- (i) The rules on the declarations of interest shall be firmly applied.
- (ii) If the Committee moves into private session to consider its decision, it shall be accompanied only by its advising officers, none of whom shall have taken a substantive part in the hearing, and shall play no substantive part in the decision-making process.

## **6. General Procedures for Hearings**

6.1 The following procedural requirements shall be followed at all times:

- (a) There shall be no recommendation from officers on the agenda;
- (b) The Committee shall be supplied with copies of all relevant documentation and the process and order of procedure shall be as follows:
  - (i) The Chairman will open the meeting and introduce persons as appropriate asking applicants and representatives to identify themselves.
  - (ii) The Chairman will outline the procedure to be followed.

- (iii) The Lead Officer will outline the matter in hand.
- (iv) The applicant or representative will present his/her case, with or without witnesses, and be questioned by members or any objectors/persons making representations present.
- (v) Any objectors/persons making representations may then present their objections/representation, with or without witnesses, and be questioned by members or the applicant/s or their representative.
- (vi) The objectors/persons making representations may make a final statement (without introducing new issues).
- (vii) Finally, the applicant has the right to make a final statement (without introducing new issues).
- (viii) All evidence/disclosures are to be made in the presence of all persons, unless someone voluntarily excuses themselves from the proceedings.
- (ix) Committee members shall restrict themselves to questions and not discussion or comment.
- (x) The applicant, objectors/persons making representations shall be allowed to ask officers questions of a technical/factual nature at any time during the proceedings.
- (xi) An adjournment should be granted where to do otherwise would deny a fair hearing.
- (xii) The Committee may resolve to decide upon the application in private session, however, if it becomes necessary to recall anyone for additional information, everyone shall be invited to return to the Hearing.
- (xiii) The decision shall be given in the presence of all parties that wish to be present and confirmed in writing as soon as possible thereafter. If legal advice is given to members this advice will be repeated in summary form.

## **Report to the Licensing Sub Committee**

**Date of meeting: 16 September 2013**



**Epping Forest  
District Council**

**Subject: Nu Bar, 153 High Road, Loughton, Essex, IG10 4LF**

**Responsible Officer: Kim Tuckey (01992 564034).**

**Democratic Services: Gary Woodhall (01992 564470).**

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### **Decisions Required:**

**(1) To determine the application for a Premises Licence Variation under the Licensing Act 2003.**

### **Report:**

1. An application has been made by Greene King Retailing Limited for a variation of premises licence for the above premises. The application was received on 29 July 2013 and is attached to this report. The application sets out the relevant licensing activities applied for and times requested.

2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

### Licensing Act 2003

3. When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives. These are:

- (a) the prevention of crime and disorder;
- (b) public safety;
- (c) the prevention of public nuisance; and
- (d) the protection of children from harm.

4. It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

### Consultation

5. The Responsible Authorities have received a copy of the application; it was properly advertised at the premises and in a local newspaper.

6. The Licensing Unit received a letter from Essex Police stating that they will make no representation because the applicant has agreed to two conditions - these are stated in the letter.

7. The Licensing Unit received an acknowledgement from Essex County Fire & Rescue Service and a no objection letter from Children's Safeguarding Service.

8. The authority has received sixteen representations in total, from Planning, Loughton

Town Council, Loughton Residents Association, Roland Brown - Pastor for Forest Hall Church, one from a local business – Haslers, & eleven local residents.

9. The Objections relate to The Prevention of Crime and Disorder, Public Safety & Public Nuisance

#### Guidance Issued by the Secretary of State

10. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.

11. Sections 2.1 - 2.24 of the Guidance are relevant to this application

#### Options

12. In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- (a) to grant the licence as applied for subject to:
  - (i) the conditions mentioned in the Operating Schedule modified as the Sub-committee considers necessary for the promotion of the licensing objectives; and
  - (ii) the mandatory conditions specified in the Licensing Act 2003; or
- (b) to exclude from the scope of the licence any licensable activities to which the application relates; or
- (c) refuse to specify a person as the premises supervisor; or
- (d) reject the application.

#### Determination

13. The Sub-Committee is asked to determine the application having regard to

- (a) the content of this report and representations;
- (b) any additional information obtained from the hearing;
- (c) the Council's Statement of Licensing Policy;
- (d) Guidance issued by the Secretary of State; and
- (e) the steps appropriate to promote the licensing objectives.

#### Appeal

14. If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

#### **Background Papers Used In Preparing This Report:**

- The Licensing Act 2003  
<http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain>
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy.  
<http://www.eppingforestdc.gov.uk>

**Attached documents**

- Application for premises licence
- Newspaper notice
- Existing Premises Licence- Part A
- Letter from Essex Police
- Letter from Essex County Fire & Rescue Service
- Letter from Children's Safeguarding Service
- Representation from Planning, Loughton Town Council, Loughton Residents Association, Pastor Roland Brown, Haslers - a local business and eleven local residents
- Map showing area

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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 Greene King Retailing 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 LN/210001757
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Nu Bar 153 High Road			
Post town	Loughton	Postcode	IG10 4LF
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£43,500.00		

Part 2 – Applicant details

Daytime contact telephone number	01284 714621		
E-mail address (optional)			
Current postal address if different from premises address	Abbott House		
Post town	Bury St Edmunds	Postcode	IP33 1QT

**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

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?  
(Please see guidance note 1)  Yes  No

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)  
This is an application to extend the supply of alcohol, live music, recorded music, performance of dance and anything similar on a Sunday until 01.00hrs the following day (currently until 00.00hrs).  
To extend the hours for late night refreshment on a Sunday until 01.00hrs the following day (currently until 23.30hrs).  
To extend the opening hours of the premises on a Sunday until 01.00hrs the following day (currently until 00.30)  
All other opening times, licensable activities and seasonal variations authorised by the premises licence are to remain unaltered.

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)

Supply 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 7)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 5)		
Thur					
Fri			<b><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></b> (please read guidance note 6)		
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>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</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

C

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
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 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Wed					
Thur			<b><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</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 4)		
Mon		01.00			
Tue			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5) As existing		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 6) As existing		
Fri					
Sat					
Sun	11.00				

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon		01.00			
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5) As existing		
Thur					
Fri			<b>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</b> (please read guidance note 6) As existing		
Sat					
Sun	11.00				

**G**

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon		01.00	<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5) As existing		
Thur					
Fri			<b>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</b> (please read guidance note 6) As existing		
Sat					
Sun	11.00				



I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon		01.00			
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5) As existing		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</b> (please read guidance note 6) As existing		
Sat					
Sun	23.00				

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon		01.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 4) Dancing, karaoke etc		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5) As existing		
Fri					
Sat			<b>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</b> (please read guidance note 6) As existing		
Sun					
	11.00				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5) As existing		
Mon		01.00			
Tue					
Wed					
Thur					
Fri					
Sat					
Sun			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6) As existing		
	11.00				

**K**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).  
None.

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5) As existing
Day	Start	Finish	
Mon		01.30	
Tue			
Wed			
Thur			
Fri			
Sat			<b>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</b> (please read guidance note 6) As existing
Sun	08.00		

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

Please tick 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 10)**

As existing

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

As existing

**c) Public safety**

As existing

**d) The prevention of public nuisance**

As existing

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

As existing
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**Checklist:**

**Please tick to indicate agreement**

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

**IT IS AN OFFENCE, 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 11)

**Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	25/07/13
Capacity	SOLLICITOR TO THE APPLICANT

**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 13). 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 14)**

Amy Walley  
TLT Solicitors  
One Redcliff Street

<b>Post town</b>	Bristol	<b>Post code</b>	BS1 6TP
------------------	---------	------------------	---------

<b>Telephone number (if any)</b>	0117 917 8433
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<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b> amy.walley@tltsolicitors.com
--

### Notes for Guidance

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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



**Business & Commercial**  
**Workshop & Storage**  
 £50 per wk  
 suit cars  
 its to-let.  
 in Weald  
 Epping,  
 in/easy out  
 70 43692

**Business & Commercial**  
**A SMALL YARD & OFFICE TO LET IN WALTHAMSTOW**  
 £70 p/w  
 07572 814350  
 07958 521330

**Business & Commercial**  
**OFFICE SUITES CHINGFORD**  
 1-6 Person Offices  
 Easy In, easy but licence.  
**Available From £95 per week. inc Heat, light & business rates**  
 07770 883 844

**Business & Commercial**  
**OFFICE TO LET**  
 At Blakes Golf Club.  
 Would suit office or therapist. Easy In / Easy out  
 01992 525151  
 Option 2

**Council Notices**  
**NOTICE OF VARIATION GIVEN UNDER SECTIONS 35C AND 46A OF THE ROAD TRAFFIC REGULATION ACT 1984**  
**EPPING FOREST DISTRICT COUNCIL (OFF-STREET PARKING PLACES) ORDER 2011 (AS AMENDED)**  
 NOTICE IS HEREBY GIVEN that the Epping Forest District Council intends, not less than twenty one days from the date of this notice, to vary the above Order relating to fees and charges at the Council's car parks under Section 35C and 46A of the Road Traffic Regulation Act 1984. It is intended that the changes will take place on 26th August 2013.  
 The variation will have the effect of changing the tariff of fees and charges (shown inclusive of VAT at the prevailing rate) and charging time at the Cottis Lane car park, Epping - all other locations will continue at their existing tariffs and charges.  
**Cottis Lane Car Park, Epping**

Previous tariff	New tariff
Combined stay	Cottis Lane Short Stay
Up to 30 minutes £0.10	Up to 30 minutes £0.10
Up to one hour £0.65	Up to one hour £0.65
Up to two hours £1.40	Up to two hours £1.30
Over two hours £2.80	Up to three hours £1.90
	Up to four hours £2.50
	Up to five hours £3.20
<b>Charging Period</b> 08.00 - 18.00	<b>Charging Period</b> 07.30 - 18.00
Monday to Friday (Excluding all Bank Holidays)	Monday to Friday (Excluding all Bank Holidays)
Maximum period of waiting 24 hours	Maximum period of waiting 5 hours

John Gilbert, Director of Environment and Street Scene  
 Epping Forest District Council  
 1 August 2013

The Insolvency Act 1986  
**ALPHATEC SOLUTION LTD**  
 Company Number: 06728427  
 In accordance with Rule 4.106 of the Insolvency Rules 1986, notice is hereby given that We, N A Bennett and A D Cadwallader, Licensed Insolvency Practitioners of Leonard Curtis, One Great Cumberland Place, Marble Arch, London W1H 7LW were appointed Joint Liquidators of the above Company by members on 19 July 2013.  
 Notice is hereby given that the Creditors of the above named Company, which is being voluntarily wound up, are required, on or before the 19 August 2013, to send in their full forenames and surname, their addresses and descriptions, full particulars of their debts or claims to the undersigned, N A Bennett of Leonard Curtis, One Great Cumberland Place, Marble Arch, London W1H 7LW, the Joint Liquidator of the said Company, and, if so required by notice in writing from the said Joint Liquidators, are, personally or by their solicitors to come in and prove their debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved. Under the provisions of the Insolvency Rules 1986, we are not obliged to deal with claims lodged after the date of proving, but may do so if we think fit. Also, as the proposed distribution is the only one in the liquidation, we may make it without regard to the claim of any person in respect of a debt not already proved.  
 This notice is purely formal and all known creditors have been, or will be, paid in full.  
 N A Bennett, Joint Liquidator  
 Further details email: creditors@leonardcurtis.co.uk

**Conditions of acceptance of advertisements**

- General**
- The following conditions apply to the placing of an order for insertion of advertisements in Newsquest Media Group ("Newsquest") printed or electronic publications. Each order will form a separate agreement and English law will apply. Any change to these conditions must be agreed by us in writing (which means by exchange of letter, fax or email). An "advertiser" means any person or organisation placing an advertisement on their own account or on behalf of another.
  - The advertiser confirms that the advertisement complies with all applicable legislation, regulations and codes of practice, including the codes supervised by the Advertising Standards Authority. We may reject or require changes to any advertisement so as to comply with legal or moral obligations placed on us or the advertiser, to avoid infringing the rights of a third party or any relevant code of practice; or to meet our published production and quality specifications.
  - The advertiser further confirms that:
    - the publication of the advertisement will not breach any contract, infringe the copyright, trademark or other right of any third party and is not libellous of any person;
    - all licences and consents from third parties necessary for the publication of the advertisement have been obtained and paid for, including consent from living persons identified in copy or pictures (photographic or otherwise);
    - in respect of an investment advertisement, the contents have been approved by, or the advertiser is, and authorised person within the meaning of the Financial Services Act 1986 as amended or the advertisement is otherwise permitted under that Act.
  - All advertisements must be paid for in full at the time of booking unless credit has been agreed. The price shall be the amount fixed by our published rate card on the date of acceptance of the order plus VAT where applicable. For non-credit advertisers, we will cancel publication of an advertisement that has not been paid for on time. For credit advertisers, we will cancel publication of an advertisement that
- Cancellation**
- We will notify the advertiser of the latest time that orders can be cancelled (the "cutoff" deadline) and the latest time that advertising copy can be received by us ("the copy deadline"). An advertiser may cancel up until copy deadline and we will make reasonable efforts to re-sell the space, but the advertiser will be liable for the full price if the space is not sold and we will recoup any unearned volume-based discount. Private advertisers booking by telephone or online may cancel in accordance with relevant law, but no refund shall be available after the copy deadline unless cancellation is due to our negligence. If the copy is not received by the copy deadline, we will not be liable if the advertisement does not appear, but the advertiser will remain liable to make full payment for the price of the advertisement.
  - We will try to satisfy an advertiser's request regarding the positioning of an advertisement, but no guarantee of position can be given unless agreed by us and paid for at the rate then current.
- Errors**
- We are not liable for any error, misprint or non-appearance of an advertisement unless caused by our negligence, in which case the advertiser will be entitled to a re-insertion or proportionate refund. The advertiser is solely responsible for checking the advertisement on each insertion and ordering correction where necessary. Except where we have been negligent, we shall not be liable for an error or misprint that, in our reasonable opinion, does not materially detract from the advertisement. We shall not be liable in any case for losses relating to any business or public fund-raising for the advertiser, such as lost customers, revenue or profit.
- Copyright**
- Advertisements are accepted on condition that we have the right to publish them online as well as in any booked titles. The copyright in work or material we contribute to or re-work for an advertisement belongs to us. We will dispose of advertiser's copy, artwork, photographs or other materials after six months unless collected.
- General**
- We shall not be liable if our publishing activities are restricted or prevented by any law and we must

**Bank branch specialist.**  
 Present in our central branch,  
 online at pages 1



**Public Notices**

**Epping Forest District Council**

**Planning applications affecting a Conservation Area or Setting of a listed building**

**EPF/1370/13 Tree Tops** Copt Hall Green Waltham Abbey EN9 3SZ Rear extension, and front porch. **EPF/1416/13 1 Cooperale Street Epping CM16 7QJ Two storey front extension, garage conversion, porch extension, and rear dormer.** **EPF/1426/13 Ty Newydd Old House Lane Roydon CM19 6DH L&L conversion, modified entrance and porch canopy, conversion of integral garage to playroom** **EPF/1437/13 54 Sun Street Waltham Abbey EN9 1EJ Change of Use from Class A2 to Class A4 (Drinking Establishment) and installation of canopies.**

**Works to Listed Buildings**

**EPF/1339/13 Martine Cottage Matching Green Matching Essex CM17 0PR Internal and external alterations.** **EPF/1380/13 Saville Cottage 111 High Road Chigwell IG7 6QQ Renovation, demolition of existing single storey rear extension and proposed two storey rear extension.** **EPF/1418/13 Old House Old House Lane Roydon CM19 6DN Conversion of barn to dwelling** **EPF/1435/13 George & Dragon 208 High Street Epping CM16 4AQ Pergola and bin store.** **EPF/1440/13 1/2 Nine Ashes Farmhouse High Ongar CM4 0LD Boundary wall.**

Comment online at [www.eppingforestdc.gov.uk/1Plan](http://www.eppingforestdc.gov.uk/1Plan), or in writing to **Director of Planning, Epping Forest District Council, Civic Offices, High Street, Epping, CM16 4BZ by: 16/08/13**

For household applications, make comments clear and full, because there is no opportunity again if it becomes an appeal.

# PREMISES LICENCE

## Part A



Corporate  
Support  
Services

Premises licence number:

LN/210001757

### Part 1 – Premises details:

Postal address of premises, or if none, ordnance survey map reference or description:

Nu Bar,  
153 High Road,

Post Town: Loughton      Post code: IG10 4LF

Telephone number: 0208 508 6995

Where the licence is time limited the dates: N/A

Licensable activities authorised by the licence:

Live & Recorded Music  
Performances of Dance  
Provision of Facilities for Making Music  
Provision of Facilities for Dancing  
Late Night Refreshment  
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:

Supply of Alcohol, Live Music, Recorded Music, Performances of Dance and the Provision of Facilities for Making Music & Dancing

Monday – Thursday 11.00-00.00

Friday – Saturday 11.00-02.00

Sunday 12.00-00.00

Seasonal Variations for Activities Listed Above

Christmas Eve, Christmas Day, Boxing Day, New Year's Day and the Sundays and Mondays of all other Bank Holiday weekends plus any other Bank Holidays from 11.00-02.00

New Year's Eve from the commencement of standard hours to the commencement of standard hours on New Year's Day.

Late Night Refreshment

Sunday – Thursday 23.00-23.30

Friday – Saturday 23.00-01.30

**The opening hours of the premises:**

**Sunday – Thursday 08.00-00.30**

**Friday – Saturday 08.00-02.30**

**Seasonal Variations for Opening Hours**

**Christmas Eve, Christmas Day, Boxing Day, New Year's Day and the Sundays and Mondays of all other Bank Holiday weekends plus any other Bank Holidays from 11.00-02.30**

**New Year's Eve from the commencement of standard hours to the commencement of standard hours on New Year's Day.**

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies:**

**On and Off**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:**

**Greene King Retailing Limited**

**Abbot House**

**Westgate Brewery**

**Bury St Edmunds**

**Suffolk**

**IP33 1QT**

**01284 763 222**

**Registered number of holder, for example company number, charity number (where applicable):**

**5265451**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**Mark Cleary**

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

**Epping Forest District Council**

## **Annex 1 – Mandatory 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 when the designated supervisor has a licence suspended
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence (see section 19 Licensing Act 2003)
3. Each individual at the premises who carry out a security activity, must be licensed by the Security Industry Authority (see section 21 Licensing Act 2003)
4. Where a premises licence authorises the exhibition of films, the admission of children to the exhibition of any film is to be restricted in accordance with section 20 Licensing Act 2003.

### **Conditions 5,6, 7 and 9 do not apply to premises licences where it authorises only the sale by retail off the premises.**

5.—(1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children—

(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 (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

(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;

(d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on—

- (i) the outcome of a race, competition or other event or process, or
- (ii) the likelihood of anything occurring or not occurring;

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

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

7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

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

(2) 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 a holographic mark.

9. The responsible person shall 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: 25 ml or 35 ml; and
- (iii) still wine in a glass: 125 ml; and

(b) customers are made aware of the availability of these measures.

For the purposes of these conditions a responsible person is

- the holder of a premises licence in respect of the premises,
- the designated premises supervisor (if any) under such a licence, or
- (any individual aged 18 or over who is authorised for the purposes of this section by such a holder or supervisor,

## **Annex 2 – Conditions consistent with the Operating Schedule:**

### **The Prevention of Crime and Disorder.**

- There will be responsible management of the premises.
- The premises will keep to capacity levels.
- There will be training and supervision of all staff.
- Best practise guides will be adopted eg adhering to the BBPA, Portman Group on drinks strategy, the National Alcohol Harm Reduction Strategy Tool Kit and other voluntary codes of practise.
- SIA door staff will be employed, toughened glass will be used, litter bins will be provided and other security measures will be utilised eg. lighting outside the premises.

### **Public Safety**

- Risk Management assessment will be checked weekly and there will be responsible management at all times.
- There will be provision of door staff and general staff levels to secure safety of the premises and customers.
- There will be training and supervision of those employed and adoption of best practices eg. National Alcohol Harm Reduction Strategy Tool Kit and other voluntary codes of practise including the BBPA and Portman Group point of sale promotions.
- Toughened glass will be used throughout.
- There will be crown management training and implementation for all door staff.
- There will be regular testing and certification if appropriate of all procedures, appliances and systems pertinent to safety.

### **Prevention of Public nuisance**

- There will be training and supervision to prevent incidents of public nuisance.
- There will be regular visits to all parts of the premises including the exterior and deliveries etc outside opening hours.
- Best practices will be adopted eg control of noise from pubs and clubs, NAHA's Tool Kit and other voluntary codes of practice including the BBPA and Portman Group.
- Air Conditioning installed will be maintained.
- Noise limiter installed will be maintained.
- There will be management of people including staff and traffic arriving and leaving the premises.
- There will be liaison with public and private transport providers.
- There will be collection and management of litter and effective ventilation systems to prevent nuisance from odour.
- The due diligence log will be completed when regulated entertainment takes place.

### **The Protection of children from harm**

- Sufficient staff will be provided to secure the protection of children from harm with appropriate training.
- Children will only be permitted on the premises between 11.00-20.00.
- There will be no children in the bars during entertainment.
- Children must be accompanied by an adult at all times.
- There will be a proof of age scheme in place and/or photo driving licences will be used.

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

Hearing held on 6<sup>th</sup> September 2007

**The Prevention of Crime & Disorder**

- Employment of a minimum of four SIA registered door staff to be on duty from 19.00 until 30 minutes after the closure of the premises on Fridays and Saturdays.
- Customers will not be permitted to remove bottles or glasses from the premises.

**The Prevention of Public Nuisance**

- Noise from the establishment is to be inaudible at the façade of the nearest noise sensitive premises.

**Annexe 4 – Plans:**

Plans held at Epping Forest District Council





Licensing Department, Epping Police Station  
230 High Street, Epping, CM16 4AP  
Telephone 01279 625 405 Facsimile: 01279 625 440  
Website: [www.essex.police.uk](http://www.essex.police.uk) Email: [Peter.Jones@essex.pnn.police.uk](mailto:Peter.Jones@essex.pnn.police.uk)

Mrs Kim Tuckey  
Licensing Department  
Epping Forest District Council  
Civic Offices  
High Street  
Epping  
CM16 4BZ

6 August 2013

Dear Kim,

**LICENSING ACT 2003 – PREMISE LICENCE VARIATION S.34**

**PREMISE: Nu Bar, 153 High Road, Loughton**

**APPLICANT: Greene King Retailing Limited via TLT Solicitors**

Further to the Variation received on 29 July 2013, I write to inform you that all my checks have been carried out and noted.

As the applicant has agreed to amend the application to include the following:

1. Insertion of a condition under 'Prevention of Crime & Disorder' regarding CCTV. "CCTV covering the internal & external of the premises will be installed and maintained. It will be recording at all times the premises are open to the public and will be kept in an unedited format for a period not less than 28 days. The images are to be made available to Police, Local Authority, or Trading Standards for inspection upon lawful request."
2. Amending of a condition under imposed by the licensing authority after a hearing on 06/09/2007 that states; "Employment of a minimum of 4 SIA registered door staff to be on duty from 1900 until 30 minutes after the closure of the premises on Fridays and Saturdays". to include Sundays should the new hours be granted.

I can confirm Essex Police will **NOT** be making any representations or objections to this variation in respect of the licensing objectives.

I trust the aforementioned will assist and look forward to receiving a copy of the amended Premises Licence in due course.

Should you have any queries please do not hesitate to contact me.

Yours sincerely,

Mr Peter Jones ABII  
Epping & Brentwood Licensing Officer  
West LPA

Cc. **Amy Walley**  
**TLT Solicitors**  
**One Redcliff Street**  
**Bristol**  
**Avon**  
**BS1 6TP**

# Essex County Fire & Rescue Service

Mr David Johnson LL.B(Hons), BSc, MA, MSc, FCMI  
Chief Fire Officer & Chief Executive



Safety and Licensing Officer  
Epping Forest District Council,  
Civic Offices, High Street,  
EPPING,  
Essex  
CM16 4BZ

WEST AREA COMMAND  
Harlow Service Delivery Point  
Fourth Avenue  
HARLOW  
CM20 1DU  
☎ 01279 420841  
✉ [he.command@essex-fire.gov.uk](mailto:he.command@essex-fire.gov.uk)

Date: 30<sup>th</sup> July 2013  
Our Ref: FP/72/107  
Enquiries to: Geoff Marler  
Workplace Fire Safety Officer

Dear Sir,

**LICENSING ACT 2003**  
**THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005**

**Premises: Nu Bar, 153 High Road, Loughton, 1G10 4LF**

**Application: Premises Licence – Variation.**

Receipt is acknowledged of the above consultation, which will be audited by the Essex Fire Authority (The Authority).

Should there be any significant concerns regarding the application you will be notified in due course.

Yours faithfully

Geoff Marler  
Fire Safety Officer

Licensing Applications  
Children's Safeguarding Service  
Schools Children's and Families Service  
A Block 202, County Hall  
Chelmsford CM1 1YS  
Tel: 01245 436744  
Email: LicenceApplications@essex.gov.uk



Sarah Kits  
Licensing Section  
Epping Forest District Council

Your ref: 303L/AW14/84742/999  
Our ref: 07-2013/42  
Date: 08 August 2013

Dear Sarah,

**RE: Licensing Act 2003: Greene King Retailing Limited, Nu Bar, 153 High Road, Loughton, IG10 4LF**

The licensing application received on 30<sup>th</sup> July 2013 has been assessed and we can confirm we have no objections to this licence application.

Yours sincerely

**Paula Stacey**  
**Service Manager Safeguards,**  
**Children's Safeguarding Service**



*EssexWorks.*  
For a better quality of life

Date: 23/8/13

Our ref: PL/03848/DB

Your ref:303IL/AW14/84742/999



**Directorate of Planning &  
Economic Development**

Civic Offices  
High Street  
Epping  
Essex CM16 4BZ

Telephone: 01992 564514

Facsimile: 01992 564229

TLT LLP  
One Redcliff Street  
Bristol  
BS16TP

**email: [dbaker@eppingforestdc.gov.uk](mailto:dbaker@eppingforestdc.gov.uk)**

Dear Madam/Sir


**Nu Bar, 153, High Road Loughton.**

As a responsible authority under the 2003 Licensing Act this planning department makes the following representations on this application for a variation of a premises licence.

The application seeks to extend supply of alcohol, music and dance from 12 midnight on Sundays to 1am on Mondays, with the premises being closed at 1.30am. The premises are already open till 2.30 am on Saturday and Sunday mornings. While located in a High Road location there are flats in the High Road, and residential streets lie very close to the site with 12 flats at The Chestnuts and Ollards Court lying opposite at 60 metres from the premises.

The Planning Authority objects to this application on the following grounds. Firstly, use of these premises will give rise to noise from music and activities within the property that would cause a nuisance to nearby residents trying to sleep late on Sunday night, or early on Monday mornings, when ambient noise levels are very low. Secondly, customers will inevitably park in nearby residential streets, and the problem of noise nuisance from cars starting and people talking and shouting in the early hours of Monday, coupled with people hailing and waiting for taxis, would also cause a noise nuisance to residents. Thirdly, most residents in the locality will be going to work on Monday mornings, and their children going to school. In this context late night opening till 1.30 am on Mondays, following on from late night opening on the previous Sunday and Saturday mornings, would be detrimental to the well being of local residents. For these reasons the proposed variation of the license will give rise to public nuisance to residents in the locality, and the planning authority therefore objects to this variation.

Yours sincerely,

  
David Baker  
Planning Officer

Our Ref: L1.1/SH



**LOUGHTON**  
TOWN COUNCIL

1 Buckingham Court, Rectory Lane  
Loughton, Essex IG10 2QZ  
Telephone: 020 8508 4200  
Facsimile: 020 8508 4400  
e-mail: [contact@loughton-cc.gov.uk](mailto:contact@loughton-cc.gov.uk)  
Web site: [www.loughton-cc.gov.uk](http://www.loughton-cc.gov.uk)  
Town Clerk: Enid K Walsh

Ms Sarah Kits  
Licensing Section  
Epping Forest District Council  
Civic Offices  
Epping  
CM16 4BZ  
(Emailed: [skits@eppingforestdc.gcsx.gov.uk](mailto:skits@eppingforestdc.gcsx.gov.uk))

14 August 2013

€

Dear Ms Kits

**Re: Notice of application for a variation of a premises license under the Licensing Act 2003 in respect of Nu Bar Public House 153 High Road, Loughton IG10 4LF**

Members present at the Planning and Licensing Committee meeting on 12 August 2013, made the following representation.

The application to extend the sale of alcohol, late night refreshments and facilities for dancing, live music, recorded music, performance of dance and any similar activities on Sundays until 1am the following morning would have an adverse effect on three of the four licensing objectives, detailed below:

1. The prevention of crime and disorder.
2. Public safety.
3. The prevention of public nuisance.

The Committee OBJECTS to the granting of this variation of a premises license, as local residents (including children) would be subjected to disturbances early on Monday mornings.

I would be grateful if you can acknowledge receipt of this letter and let me know whether it will go to the Licensing Sub-Committee and date of this meeting, or be dealt with by officers.

Yours sincerely

Shirley Haynes  
Deputy Town Clerk

# Loughton Residents Association Plans Group



loughtonresidents.co.uk

Eleven Acre Rise,  
Loughton.  
Essex  
21/08/2013

Licensing Office,  
Corporate Support Services,  
Epping Forest District Council,  
Civic Offices, High Street,  
Epping, CM16 4BZ

Dear Sirs

**Application to vary a premises licence under the Licensing Act 2003 in respect of Nu Bar Public House 153 High Road, Loughton4**

We object to this application as local residents (including children) would be subjected to disturbances early on Monday mornings.

**The LRA Plans Group** looks at all planning & licensing applications in Loughton; it operates completely separately from those LRA Councillors who are, or might be, involved as Councillors in Town or District Council planning or licensing meetings, under a Protocol agreed with the District Council in respect of planning matters (and which we apply equally to licensing cases, on a voluntary basis).

## **Objections related to the Licensing Objectives**

The grounds for the objection are that it would increase **crime and disorder** and affect **public safety** in the immediate vicinity, and along the roads leading to/from the premises. All\* these roads are residential, including the High Road, which has flats above many of the shops, and many residents pass Nu-Bar on foot on their way to or from Loughton station (trains continue until 1am).

(\* except Old Station Road).

Yours sincerely

David Linnell, for LRA Plans Group.



Forest Hall church  
A Free Will Baptist Church

Epping Forest District Council  
Licensing Unit Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

8<sup>th</sup> August 2013

Dear Sir/Madam,

**Re: New Premises Application – Greene King Retailing Ltd  
Nu Bar, 153 High Road, Loughton, Essex IG10 4LF**

I would like to object to the application Greene King Retailing Ltd has made to open another premises to sell alcohol.

The reasons for my objections are

1. For the safety of the public.
2. The clientele are very likely to cause a nuisance as they leave the premises with drunken behaviour.
3. Based on current observations, there will be noise, fights, and broken glass strewn down the street. (The Forest Hall steps continually attract bottles, broken or otherwise, along with the selection of glasses.)
4. General fast food litter; as it seems that these people who get drunk tend to buy food on their way home and drop their rubbish on the streets.

The government have identified that alcohol is a problem among the nation and I would hope that the council will take this into consideration when granting licences to companies for all day / night drinking.

Forest Hall church hold a Mums & Tots Group on Monday mornings, also a children's clubs on Sunday afternoons and on evenings during the week; opening another premises of this nature so close to this building will put these young people's safety at risk. Drunken people are not the role models that we would wish our young children to emulate. We desire that they will drink sensibly and in moderation; and not to excess as happens on too many occasions in Loughton.

Yours faithfully,

Roland Brown  
Pastor

High Beech Road, Loughton, Essex

E: [foresthallchurch@yahoo.co.uk](mailto:foresthallchurch@yahoo.co.uk) B: [www.foresthallchurch.blogspot.co.uk](http://www.foresthallchurch.blogspot.co.uk)

Our Ref: LAJ/JW/HAS1186488

Old Station Road  
Loughton  
Essex

Epping Forest District Council  
Licensing Unit  
Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

DX: 7907 Loughton  
E-mail: [advice@haslers.com](mailto:advice@haslers.com)  
Web: [www.haslers.com](http://www.haslers.com)

Tel: +44 (0)20 8418 3333  
Fax: +44 (0)20 8418 3334

1 August 2013

Dear Sirs

**NU BAR, 153 HIGH ROAD, LOUGHTON, ESSEX IG10 4LF**

We refer to your letter of 29 July 2013 and wish to make representations in respect of the variation of premises licence application that has been made in respect of the above premises.

We wish to make representations on the grounds of the prevention of public nuisance and of crime and disorder.

We are continually finding glasses and bottles on the frontage of our building in particular on the footpath and in the flowerbeds. Additionally, the side entrance of the building has been used as a public convenience.

We are making an assumption that the people who are creating this nuisance and disorder are customers of the Nu Bar as this behaviour is what one would expect from people who have perhaps drunk a little too much.

As you can imagine, this causes inconvenience to us and it is not a very pleasant task for our caretaker to have to deal with the mess that has to be cleaned up. We feel by extending the hours there will only be more incidents as stated above.

Yours faithfully

**HASLERS**



Epping Forest District Council  
Licensing Unit Civic Offices  
High Road  
Epping  
Essex CM16 4BZ

Miss Ruth Allen  
High Road  
Loughton  
Essex

2<sup>nd</sup> August 2013

Dear Sir / Madam

I am writing with regard to the new premises application made by Greene King Retailing Limited for Nu Bar 153 High Road, Loughton, Essex IG10 4LF.

I wish to make representation on the grounds of **the prevention of public nuisance**. I am already disturbed every weekend by noise from people coming from Luxe and Nu Bar. These people shout, scream and swear along the street just outside my flat. They also drive cars and motorbikes loudly and dangerously frequently sounding their horns. I feel this behaviour is likely to be due to a large intake of alcohol and fear that extending the hours for serving alcohol could only worsen this problem.

I can just about cope with being kept awake at the weekends, but this proposal is for a licence on Sunday until 1am – this is much too late for a Sunday night. This is a residential area and the situation is bad enough that I would move if I could afford it.

I would also like to make representation on the grounds of **the prevention of crime and disorder**. A few weeks ago someone was attacked with broken glass right outside my flat. I have also heard fights breaking out also likely to be fuelled by alcohol.

I have contacted the council on a number of occasions about the current problem, but it has not improved, I fear that if the problem worsens with this variation of premises licence I would continue to find complaining ineffectual.

Yours faithfully



Miss Ruth Allen

Ollards Grove  
Loughton Essex

2 August 2013

Epping Forest District Council  
Licensing Unit Civic Offices  
High Street Epping  
Essex  
CM16 4BZ

Dear Sirs

**Greene King Retailing Ltd – Nu Bar, 153 High Road Loughton IG10 4LF**  
**Variation of Premises Licence Sale of Alcohol – dancing, live music and**  
**karaoke**  
**Sunday 11pm – 0100am Late Night Refreshment Sunday 11pm to 1 am**

We would like to record our strongest possible objection to the granting of the above licences for the following reasons:-

- The High Road has become a late night venue where mobs of people are discharged from premises late at night and all of whom are inebriated to a different degree. Some are drunk and disorderly. The existing licence is more than satisfactory and already causes enough problems late at night and early in the mornings. Other drinking venues are also close to existing late night licences any extension is likely to add further to the violence that has occurred in the past. To prevent further crime and disorder the licences if granted at all should terminate at midnight at the latest on a Saturday and at 11.30pm on a Sunday.
- The High Road late at night has become a threatening place to young and old as people who frequent these places spill out onto the street and pedestrians have to walk in the road to avoid drunken louts. From a public safety viewpoint we believe that no extension to existing licences should be granted.
- We reside just over the road to the subject site at Ollards Grove and although it used to be a quiet residential street it is no longer the case. Frequently drunken hoards of youths having parked their cars in our road and then return to their cars after 12 pm and sometimes as late as 1.30am, singing, shouting, playing loud music, screeching car tyres and even hooting. Our grandchildren who stay at our house are frequently awoken as are we ourselves. It is not fair on the residents in Ollards Grove to impose further damage to our living environment by the creation of an even later licence and even more public nuisance. If their licence went onto 1 am then we could be disturbed as late as 2 am and beyond.
- I should also point out that these youths also throw litter, cans and empty wine bottles into residents' front gardens and bushes and into the road where smashed glass is a danger to motorists, pedestrians and children alike.

For all of the above reasons we would ask that the licence extension be refused.  
Yours faithfully

Mr and Mrs H Golding

## Sarah Kits

---

**From:**  
**Sent:** 05 August 2013 13:24  
**To:** Licensing  
**Subject:** Nu Bar, 153 High Road, Loughton

Dear sirs

I am a tenant of Ollards Court, Ollards Grove, Loughton. I have forwarded your letter to my Landlords for them to respond as they see fit, but I feel very strongly about this application so also wanted to respond on my own behalf.

I am emailing you to make representation to you in respect of extending the opening hours of Nu Bar on Sundays to 1am Monday morning.

The grounds of my representation are based on

- The prevention of crime and disorder
- Public safety and
- The prevention of public nuisance

I would like to strongly oppose the extension of the licencing hours of Nu Bar on a Sunday – they are already open until 12 and there is constant noise outside my residence until at least 1am every Monday morning. I have lived in my property for 3 months and there has been some sort of disturbance every Sunday I have been there since I moved in.

Examples of disturbances have been

- there are regularly groups that gather, put music on very loudly in their cars and leave their car doors open.
- There is quite often loud talking/shouting
- A number of fights have broken out
- Bottles have been smashed in the surrounding area
- Car/motorbike engines are revved and cars appear to chase each other round the local area.

When the police attend they move them on, but in my experience this does not happen regularly. The staff from Nu Bar seem to do very little about this once the bar has closed – to extend the opening hours until 1am would mean that this noise would probably continue until at least 2am which is unacceptable considering that most people have to get up for school/work just a few hours after.

I also have 2 young children and the noise regularly wakes them and frightens them. When I am on my own in my property or when I have my children with me I am concerned for our safety when the disturbances get out of hand.

Although I was aware of the bar and its opening hours when I moved into my property the disturbances are much less prevalent on a Friday and Saturday night – already it appears much worse on a Sunday. I feel that on a Sunday they should not be allowed to open late at all, so to extend the opening hours based on the disturbances I have experienced is really not acceptable to me.

Kind regards

**Tamsin Dickinson**  
**National Marketing Director**

## Sarah Kits

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**From:** Andrew Richardson  
**Sent:** 06 August 2013 09:16  
**To:** Licensing  
**Subject:** Application to extend opening hours of Nu Bar - 153 High Road, Loughton

Dear sirs,

I am a director of [redacted] Ltd, the owner of [redacted] Ollards Court, Ollards Grove. Loughton.

The property is currently let and on behalf of the tenant and of ourselves we wish to oppose very strongly any extension of the licensing hours of the Nu Bar on the grounds of the prevention of public nuisance.

The bar is the source of a huge amount of disturbance and noise already which really should be addressed by the owners and the council before considering this extension. It is already open very late on a Sunday and there is constant noise outside the flat until at least 1am every Monday morning with groups that regularly gather outside the bar, put music on very loudly in their cars and leave their doors open. When the police attend they move them on, but in our experience they only attend about one occasion in every 4.

The staff from Nu Bar seem to be entirely disinterested in this. To extend the opening hours until 1am would mean that this noise would probably continue until at least 2am which is completely unacceptable.

I trust that you will bear our comments in mind when considering this application.

Thank you,

--  
Andrew Richardson

Connaught Avenue  
Loughton  
Essex

5/8/13

Epping Forest District Council  
Licensing Unit  
Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

RE: Nu Bar, 153 High Road Loughton IG10 4LF


Dear Sirs,

Regarding your letter of the 29<sup>th</sup> July, we wish to confirm our objection to the above premises application to extend licensing hours to 1am on a Sunday.

The area already suffers disturbance, noise pollution with crime and public nuisance being a big issue. Every weekend a vast amount of litter via empty beer cans and bottles, vomit and indiscriminate parking in local streets degrades the area.

We strongly urge you not to accept this new application especially being a Sunday evening when local residence should be given some respite.

Yours faithfully

  
Mr M & Mrs EM Pidgeon

Epping Forest District Council  
Licensing Unit Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

Lisa Farr  
Connaught Avenue  
Loughton  
Essex

August 8, 2013

**License Application for Nu Bar, 153 High Road, Loughton**

Dear Sir/Madam,

I understand Nu Bar in Loughton has recently applied to extend their closing hours on Sunday evenings, from 12am to 1am. Please be aware that as a resident of Connaught Avenue (which is just across the road) I strongly object to this.

Currently, not only can I hear the music from Nu Bar, but I am also constantly woken up from people exiting Nu Bar once it has closed. Every weekend I am woken up from the sounds of shouting, girls screaming, fighting and aggressive behavior, which normally spills into my road and then police sirens. Personally, I do not think it is acceptable to extend their hours on Sunday nights when most people, including myself, have to get up early for work the next morning.

Whilst writing, I also understand that a new premises application has been made with regards to 112-120 High Street. I am unclear as to if this is planning to be another bar or a restaurant and so I am very concerned about this. As I mentioned above, not only am I woken up every weekend with people exiting Nu Bar, this also applies to people exiting Luxe, 126 High Street and therefore I am concerned about further premises selling alcohol late into the evening.

Yours sincerely,

Lisa Farr

**From:** Anita Chumley  
**Sent:** 21 August 2013 17:19  
**To:** Licensing  
**Subject:** Nu Bar licensing application

Dear Sir or Madam,

My partner and I have recently moved into [redacted] Ollards Grove which is directly opposite the Nu Bar.

Since moving here we have been really surprised with the amount of noise that emanates from the bar and the immediate area.

First, the music in the bar is extremely loud and is even louder when the main door is opened.

Second, the people waiting outside and in the immediate vicinity are loud too. This noise is worse when it's later in the night. Men and women shouting as a result of alcohol!

The bar seems to attract a lot of sports cars. Often they speed past the bar, with their loud double exhaust engines echoing around the vicinity.

Sunday nights are the worst for public nuisance. In our opinion it's the noisiest night. Alcohol fuelled shouting and screaming.

Cars park up Ollards Grove, and their occupants often loiter around the cars. This is intimidating for anyone who wants to walk past as they completely block the pavement.

On Sunday 4th August at approx 2215hours there were approximately 8 males loitering around a Ford Focus. They appeared to be waiting for someone. Whilst waiting one of these males walked towards the dark part of the garages belonging to Mossford (builders) and urinated against the wall. A few minutes later a car pulls up and one of the males approaches the car and stoops his head into the passenger window. Half a minute later the car drives off. The eight males then walk towards the Nu Bar and join the queue outside the bar. Through my experience as being a serving police officer I suspect that a drug deal took place. I have only seen such behaviour on a Sunday, hence we believe that Sunday is the worst night.

We have witnessed two women urinating in the garages opposite and male urinating on the street. This has been photographed!

When we both leave our flat on a monday morning to go to work, we are always confronted with lots of take away containers and empty beer bottles on our grass. Now we know that it is difficult to prove that the customers of

**the Nu Bar are responsible for this, but this evidence is typical of a person who has enjoyed a night out of drinking and since the Nu Bar is the only place open till late on a Sunday, its plausible to say that its the Nu Bar customers causing the mess on our grass.**

**One monday morning we noticed a wine glass had been left on the pavement. This was subsequently run over by a car the following day.**

**On Sun 11th Aug we were awoken at 0140hours due to a speeding sports car racing up the High Road towards Buckhurst Hill. This was followed by the drunken screams of girls. We dropped off to sleep to be awoken again at 0300 hours with drunken screaming. Similar disturbances were experienced in the early hours of Monday 19th Aug.**

**In our opinion extending the licensing hours to 0100hours should not be granted. More drinking time will ultimately encourage further anti social behaviour and will mean that the customers won't leave the immediate area until later.**

**We would be interested to know what Greene King think about what positive impact it will have on the Loughton community.**

**Kind regards**

**Anita Chumley  
Gary Wareing**

Sent from my iPhone



## Sarah Kits

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**From:** David Gibbs <[david.gibbs@bt.com](mailto:david.gibbs@bt.com)>  
**Sent:** 12 August 2013 15:31  
**To:** Licensing  
**Cc:**  
**Subject:** Nu-Bar

Dear Sir/Madam,

### Licensing Application, 153 High Road (Nu-Bar)

We are very concerned to hear that there has been an application to extend the license from midnight on Sundays to 1am on Monday mornings. My wife, children and I live at 153 Connaught Avenue which clearly is within the orbit of Nu- Bar, attracting significant parking in the road adjacent to, and beyond, our house. Our representation is made on the following grounds:

1. **Public Nuisance** – at the moment the closing of Nu- Bar, including on Sunday evenings, is followed, often for some time by very loud and raucous shouting, slamming of car doors, revving of engines. On summer night's parties, and also disputes, are inclined to spill over from the club into the surrounding streets. Often we are awoken by these events. What this proposed extension means is that the disturbances will start and continue later in the night; and an extra hour of drinking will exacerbate matters.
2. **Public Safety** - the large numbers of people in the streets, some of whom have clearly had too much to drink, can lead to an atmosphere which is threatening and unpleasant. The number of bottles, and glasses, in the street the next morning is worrying.
3. **Crime and Disorder** - the Police will be able to provide the evidence but from personal observation and reading the local newspaper there is clearly a problem which will be made worse if this extension is approved.

We do hope that these representations will be seriously considered. We can think of no good reason why this request should be granted, and many why it should not.

Yours sincerely,

David and Philippa Gibbs,  
153 Connaught Avenue,  
Loughton,  
Essex .

**Sarah Kits**

---

**From:** Pauline Pierce  
**Sent:** 11 August 2013 11:01  
**To:** Licensing  
**Cc:**  
**Subject:** LICENSING APPLICATION: Nu Bar, 153 High Road Loughton

The Licensing Unit

Epping Forest District Council

Civic Offices

High Street, Epping, Essex CM16 4BZ

Dear Sirs

**Nu-Bar, High Road/Old Station Road, Loughton**

We are writing to object to the application by the Nu-Bar to extend its licensing hours for the sale of alcohol and playing music by an hour, to closing at 1.00am on Monday mornings.

Although in the High Road, The Nu-Bar is in close proximity to private housing; there are flats in both Old Station Road and the High Road, and flats and houses in Ollards Grove, Connaught Avenue, Connaught Hill, High Beech Road and Smarts Lane. We are already experiencing noise nuisance late at night when trying to sleep, particularly when customers leave the bar late at night, shouting and yelling. This is a great public nuisance, as both children and adults are entitled to a good night's sleep before school/work on Monday morning. Indeed there are telephone numbers to call to report the nuisance, but there is often no-one available to attend the scene.

An extension to licensing hours would undoubtedly exacerbate the noise problem and increase the incidence of crime and disorder with neighbouring cars being damaged and residents' gardens vandalised and urinated in etc. Broken glass, bottles and vomit are often found in the adjoining streets, a safety issue to children and adults alike going to school/work/station on a Monday morning

Public safety is also threatened as the Nu-Bar is on the pedestrian route from Loughton Station and people are intimidated when trying to walk home past the crowd of hyped-up, drunk/drugged and disorderly people who mass around outside the premises.

We strongly object to this application for extension of opening hours and hope these comments will be taken into account when deciding upon the application.

Yours faithfully

Pauline & John Pierce

Connaught Hill, Loughton, Essex,

**Sarah Kits**

---

**From:** Graciela Schar  
**Sent:** 09 August 2013 13:22  
**To:** Licensing  
**Cc:**  
**Subject:** LICENSING APPLICATION, 153 HIGH ROAD, LOUGHTON (NU-BAR).

Dear Sirs,

I would like to oppose the LICENSING APPLICATION, 153 HIGH ROAD, LOUGHTON (NU-BAR), on the grounds that I find the late evening alcohol-licences unsuitable for a residential area. We are already experiencing disorder leading to possible public safety. The prevention of public nuisance should be a priority of the Council.

Yours faithfully  
Graciela Schar  
High Silver  
Loughton

D & M Roach

High Road  
Loughton

Epping Forest District Council  
Licensing Unit  
Civic Offices  
High Street  
Epping  
CM16 4B

Please note, the same letter has  
also been sent to:  
[licensing@eppingforestdc.gov.uk](mailto:licensing@eppingforestdc.gov.uk)

22<sup>nd</sup> August 2013

To Whom It May Concern:

**RE: LICENSING APPLICATION, 153 HIGH ROAD (NU-BAR).**

We are writing to express our concerns about the application from NuBar to extend their license on a Sunday evening. We are currently in a position whereby we would appeal to you to reject their license extension on two of the grounds outlined in your letter: noise problems and anti-social behaviour. We hope to clarify these grounds with recent examples.

We have lived at our current address for almost two years and initially there were few problems with the noise and clientele from the bar. However, approximately 6 months ago, the music appeared to increase in level and the people leaving the bar have created more problems.

**Noise:**

We initially contacted the bar itself on 4<sup>th</sup> March 2013 regarding the bass music noise that we can hear clearly from our house mainly on a Sunday night. We had some discussions as you will see from the correspondence attached (***numbered 1***).

We contacted the council after this on 11<sup>th</sup> March (***numbered 2***) and 17<sup>th</sup> March (***numbered 3***) and 20<sup>th</sup> March (***numbered 4***) to formalise our concerns regarding the music. Since this time, we have contacted them again in April (***numbered 5***) and July (***numbered 6***) with a similar complaint regarding the noise we can hear late at night from NuBar.

We contacted the LRA in April 2013 to further raise our concerns (***numbered 7***). David Linnell kindly forwarded our email on to the local police as you will

see from the attached correspondence. The police suggested that they would monitor the noise through environmental health. Through correspondence with the LRA, we have heard from other local residents who have also complained about the noise levels from NuBar. We have attached a copy of their email without their details on as we do not know whether they will be placing a formal complaint with yourselves (**numbered 8**).

We also discussed this at the police drop in at Costa Coffee and the lady we spoke to said that she had not been aware that police patrols had been necessary in our end of the High Road, we assured her that people from NuBar were queuing up at the taxi rank making lots of drunken noise and causing a disruption late at night.

We have now moved to our back bedroom because we are unable to sleep with the noise at the current levels. Furthermore, we cannot have our window open either due to the music volumes and noise from people leaving the bar.

With specific reference to the licensing times, NuBar have broken their current license hours on a Sunday on more than 1 occasion that we have been aware of, including a time in April for which you will see correspondence. Most recently loud music was playing in July 2013 until at least 12.35am as you will see from our correspondence attached. Therefore, we would be concerned that a 1am extension would lead to further breaches past this time and cause noise disruptions even later into the evening.

**Anti-social behaviour:**

The primary problem appears to be that there is no control of the public leaving the bar in the early hours of the morning, they then linger around Mayflower taxis whereby the crowds talk, shout, sing and on occasion have begun to argue, kick the bins, kick the bus stop, fight and subsequently make us fearful for the safety of our house as they move along the road. These incidents happen at the same time that NuBar is exiting its customers from the premises. We have watched people from our house leave NuBar, walk along the road and commit the numerous public order offences listed above. We are confident that the anti social behaviour issues are being committed by NuBar customers. We do not believe that NuBar is taking responsibility for their customers leaving the bar quietly and with respect for their neighbors. Should the licensing hours be extended, these issues will continue to occur even later into the evening and disturbing us even more.

We have called the police due to the disorderly behaviors mentioned above as they were causing us alarm and distress. This happened most recently on Sunday 4<sup>th</sup> August 2013 as we feared for our safety; 3 bare chested men were shouting and repeatedly running towards the bus stop punching and high kicking the advertising signs.

It is with these current concerns in mind that we would like the license to not be approved on this occasion and for the licensees to demonstrate that they are mindful of their licensing obligations and respectful of the neighborhood that they are in. Some suggestions that we would have, some of which we

have already approached the bar and local police about include:

- Demonstrate that they can stick to their current license times;
- Reduce the base level of the music to reduce the vibration noises that we hear;
- Improve sound proofing through having a double door to the front of the venue. There is a significant increase in noise each time the door is opened to let people in and out – a double door system would provide a simple solution to this;
- Work together with Mayflower taxis to ensure that the majority of the clientele can be picked up at the bar entrance rather than allowing them to walk the streets and enter into the more residential areas to pick up a taxi.

We do not think that a 1am license on a Sunday is or will ever be appropriate for this bar given its location on the edge of the High Road and at the start of 2 residential areas, both the High Road and Ollards Grove. However, we would ask that if the license is approved it is only approved with some conditions similar to some of those that we have suggested and that NuBar are some how held to account for these conditions to be demonstrated, rather than feels to be the case now that the local residents are having to call the council or police each time a breach of license or nuisance occurs.

We would very much appreciate hearing from NuBar about how it aims to assist the local residents to not be affected by its trade both now and in the future. We are disappointed that our attempts at communication in the past have not met with a favourable response.

We believe that these can offer evidence of the public nuisance created by the current opening hours of NuBar and therefore can offer support to reject the current application to extend their licence.

Please contact us if we can be of any further help or you require any further details regarding our issues.

Deniz and Mark Roach

Enc.

Print



Close

## Sunday evening music level

From: **Deniz Kemal**  
Sent: 06 March 2013 22:56:24  
To: info@nubar.co.uk (info@nubar.co.uk)

4<sup>th</sup> March 2013

Dear Manager of Nu Bar,

I am writing to ask whether it would be possible to reduce the noise that comes from the music in the bar on a Sunday evening?

We live locally and although we get a little bit of disruption on nights where the bar is open, generally this is manageable. However, over the past few months it has become increasingly noisy on a Sunday evening and we are now able to hear each song being played throughout the night.

We have also noticed that others bars have a double door barrier to the music area. I don't know if this would be something that you would consider to reduce the noise when the door is being opened/closed throughout the evening?

We enjoy having you close by but we would also ask that the music level is addressed if at all possible. This is disrupting our sleep and we would really like to address the issue directly with you.

Many thanks for your consideration, I look forward to hearing from you.

Deniz

Deniz Roach

High Road

## Re: Sunday evening music level

From: **info@nubar.co.uk**  
Sent: 07 March 2013 12:48:50  
To:

Dear Deniz

I am sorry to hear about your disruption,

Every sunday for the last 7 years we have had the same dj playing till midnight, the last 2 sundays we have been extremely busy so there might have been more noise due to more people. I am aware that luxe is open till 3am on sunday it could be possible that this is disrupting you more.

We are within our licensing agreement to have a DJ untill midnight, but understand your concerns.

We will look into reducing further disruptions.

Yours Truly

NUBar  
Loughton



## Re: Sunday evening music level

From: Deniz Kemal ( )  
Sent: 10 March 2013 01:43:13  
To: info@nubar.co.uk (info@nubar.co.uk)

Hi

Thank you for your kind reply.

I would like to let you know that as I write this the same disruption is occurring-I can hear the beat of each song you are playing. It is not normally like this so I don't know why it is different recently.

The people are just a general problem and I assume that you try to encourage people to leave with respect for your neighbours but it is the music I can hear that is the constant and makes it difficult to sleep.

Many thanks for your time and understanding.

Deniz

On 7 Mar 2013, at 12:48, [info@nubar.co.uk](mailto:info@nubar.co.uk) wrote:

Dear Deniz

I am sorry to hear about your disruption,

Every sunday for the last 7 years we have had the same dj playing till midnight, the last 2 sundays we have been extremely busy so there might have been more noise due to more people. I am aware that luxe is open till 3am on sunday it could be possible that this is disrupting you more.

We are within our licensing agreement to have a DJ untill midnight, but understand your concerns.

We will look into reducing further disruptions.

Yours Truly

NUBar  
Loughton

Mar 6, 2013 10:56:28 PM,

wrote:

>

(2)

## Noise complaint - Nu Bar

From: **Marian Hardy** (MHardy@eppingforestdc.gov.uk)

Sent: 11 March 2013 11:18:46

To:

Hello Deniz,

Thank you for your e-mail.

I have logged your complaint onto our system and it has been referred to our Environment & Neighbourhood Section.

An officer will call you as soon as possible.

Kind Regards

Marian

EFDC

### DISCLAIMER

This email is for the use of the intended recipients only. Any opinion or advice it contains is that of the sender and does not bind the authority in any way. If you have received it in error, please notify the sender immediately and then delete the message. If you are not the intended recipient you must not use, disclose, copy or distribute this email. We have taken precautions to minimise the risk of transmitting software viruses, but we advise that you carry out your own virus checks on an attachment to this message. We cannot accept liability for any loss or damage caused by software viruses.

Internet email is not a secure communication medium, and we advise that you observe this lack of security when emailing us.

Epping Forest District Council  
[Postmaster@Eppingforestdc.gov.uk](mailto:Postmaster@Eppingforestdc.gov.uk)

3

## Noise Pollution Report submitted on 23:06:41 17 Mar 2013

From: [forms@eppingforestdc.gov.uk](mailto:forms@eppingforestdc.gov.uk) (forms@eppingforestdc.gov.uk)

Sent: 17 March 2013 23:06:53

To:

Your Noise Pollution Report submitted on 23:06:41 17 Mar 2013 has been received.

Please allow 5 working days for a full response, although we will endeavour to respond sooner if we can.

Your reference is

Thank you.

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Epping Forest District Council  
[Postmaster@Eppingforestdc.gov.uk](mailto:Postmaster@Eppingforestdc.gov.uk)

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## RE: Noise complaint - Nu Bar

From: **Deniz Roach** ( )  
Sent: 20 March 2013 23:34:32  
To: mhardy@eppingforestdc.gov.uk

Hi Marian

Please be aware that I am currently experiencing the same problem with the bass music every night that Nu Bar is open and I have just emailed them for the third time asking them to turn the bass down as it is keeping us awake. I can hear every song that they are playing now as I write this.

I did not get a call from anyone since my original complaint.

Please help me!!

Deniz

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From: MHardy@eppingforestdc.gov.uk  
To: \_\_\_\_\_  
Subject: Noise complaint - Nu Bar  
Date: Mon, 11 Mar 2013 11:18:40 +0000

Hello Deniz,

Thank you for your e-mail.

I have logged your complaint onto our system and it has been referred to our Environment & Neighbourhood Section.

An officer will call you as soon as possible.

Kind Regards

Marian

EFDC

[www.eppingforestdc.gov.uk/environment-and-neighbourhoods-team](http://www.eppingforestdc.gov.uk/environment-and-neighbourhoods-team)

**From:** Deniz Roach  
**Sent:** 24 April 2013 12:54  
**To:** Christopher Smith  
**Subject:** Your reference: \_\_\_\_\_

Dear Chris,

I have just tried to call you but you are not around, I hope it is suitable to email you.

It is regarding a noise complaint that you kindly helped me with re: Nu Bar, High Road, Loughton. You sent me a letter dated 25th March 2013 stating that you had spoken to the occupiers of the premises regarding the issue with their music levels, or more accurately their bass noise.

Unfortunately, I have returned from a 2 week holiday to find that the noise has returned to the level prior to your letter. On Sunday night in particular, I could hear every beat of music (although not the music itself) until 12.35am. As far as I am aware Nu Bar have a license until 12am so I found this even more frustrating!

Are there any rules regarding their noise levels that you could check they are enforcing? Standing outside the bar at about 1am on Saturday I am not surprised we can hear it as the music appears quite loud through the glass, I am pretty sure if I was playing my music that loud in my house it would be a noise nuisance so I assume it is the same for nightclubs?

However, I would like to reiterate that I cannot hear the song playing from my house, it is the bass of the song that I can hear constantly. I can tell you when every song changes from the beat of the bass, I really think it would not be difficult for them to turn the bass down. I am not asking them to turn the music down necessarily, especially if it is not breaking any rules, it is just the bass!

I would be really grateful for any help that you can offer me. I am struggling desperately and am dreading each weekend coming. I do not think it is unreasonable of me to ask that they turn down the bass, it will not effect their clientele.

Many thanks for any assistance that you can offer.

Deniz Roach

## RE: Your reference

From: **Christopher Smith** (CSmith@eppingforestdc.gov.uk)  
Sent: 26 April 2013 08:01:59  
To: Deniz Roach''

Dear Deniz,

You are right it is the same for the clubs as for personal properties. We have been in contact with the club and given advice. The only way I can take the matter further is to get an officer to visit when it is causing you a problem. You should not hear the beat from within your property at any time.

If you can call the out of hours service on 01992 564000 as soon as the noise becomes a problem for you then the duty officer will visit if they are free. The officer could take an hour to get to you so please call as soon as you can.

Regards

Chris Smith

Environment & Neighbourhood Officer



Tel. (Direct): 01992564160

Contact Centre: 01992564608

Epping Forest District Council

Civic Offices, High Street, Epping, Essex, CM16 4BZ

For more information on the Environment & Neighbourhood Team, click on the following link:

(6)

Date: 29 July 2013

Our Ref

Your Ref:

Mrs Roach

High Road  
Loughton  
Essex

Dear Mrs Roach

**Environmental Protection Act 1990  
Nu Bar, 153 High Road, Loughton Essex, IG10 4LF  
Alleged nuisance from loud music and operating outside of licensed hours**

I refer to your recent complaint regarding the above-mentioned property.

I have brought your complaint to the attention of the occupier(s) of the premises. I would be grateful if you would contact me if the problem persists or recurs.

You can telephone me on (01992) 564160 if the problem occurs within normal working hours (9am to 5pm Monday to Friday) or write to me at the above address.

If I do not hear from you, I will assume that the matter does not require any further investigation and no further action will be taken.

*For your information, I have enclosed a leaflet detailing the Council's out of hour's noise service. You can contact the duty noise officer on 01992 564000 if the problem recurs outside normal working hours (please contact the OOH services as soon as the noise from Nu Bar begins to cause you a disturbance).*

Yours sincerely

Chris Smith  
**Environment & Neighbourhoods Officer**

noise from Nu Bar (sorry, I know you probably have this alot!) and see whether firstly, you can offer me any further advise and secondly, whether you have links to the local police patrols.

I have complained to Nu Bar directly on three occasions by email, I have had one reply, which was not very helpful. I have made two complaints to the Council and received a letter stating that they have spoken to the Bar regarding the noise. However, I have spent the weekend nights this week going crazy because of it!

It is not so much the noise as the bass noise, I can hear every song. It did not used to be a problem but for the past few months it has been consistent. Friday night it was absolutely fine and I thought that the Council saying that they had spoken to them had worked. However, last night the bass was going until at least 12.35-I thought that their licence was until 12pm and I couldn't bear it going on any later.

From directly outside the Bar the music seems so loud, I am really surprised that they do not have to have more sound proofing as Lux does not have the same level of noise from outside. Standing outside the bar, it does not seem to be a surprise that the local residents can also hear it.

Is there anything more I can do than keep complaining? It is making me dread the weekends and I feel so powerless to do anything about it.

**Would it also be possible to ask the local police to patrol past the Nu Bar up to the taxi office at Mayflower? There are people shouting, cheering, crying etc most weekend nights after the bars close as they wait at the office for a taxi. I would really appreciate it if you could ask them about this or direct me to someone that could get them to drive up and down a few times during these times.**

We are members of the resident's association, we live at High Road, Loughton.

Many thanks for listening to me-I am feeling exhausted by the situation.

Kind regards,

Deniz Roach

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**From:** David Linnell [<mailto:david.linnell@loughtonresidents.co.uk>]  
**Sent:** 24 April 2013 06:26  
**To:** Marc Jordan; Bob Amev  
**Subject:** Local noise issue High Road

Dear Marc and Bob

I am forwarding the email below, with Deniz's permission, *solely* in relation to the paragraph near the end ("Would it also be possible to ask the local police..").

I appreciate that closing time problems already soak up a lot of resources. I have also given her the link on the Essex police website to the various local police surgeries.

High Road is the [redacted] next to the church outside Mayflower taxis so they don't have any neighbours to speak of, and are probably also one of the first occupied houses away from the corner.

She will also speak to the council again.

Regards

David Linnell

Loughton Residents Association

Copy: Cllr Colin Finn

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**From:** Deniz Roach [redacted]  
**Sent:** 22 April 2013 12:56  
**To:** [contact@loughtonresidents.co.uk](mailto:contact@loughtonresidents.co.uk)  
**Subject:** Local noise issues

Hi,

I am not sure whether you can offer me any help but I would like to outline my issues regarding the

progress with Nu Bar.

Kind regards and thank you again

Deniz

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From: [david.linnell@loughtonresidents.co.uk](mailto:david.linnell@loughtonresidents.co.uk)  
To: \_\_\_\_\_  
Subject: FW: Local noise issue - High Road  
Date: Wed, 24 Apr 2013 17:26:45 +0200

Dear Deniz

The local Inspector's reply to my email is below – fingers' crossed!

Regards

David

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**From:** Marc Jordan [<mailto:Marc.Jordan@essex.pnn.police.uk>]  
**Sent:** 24 April 2013 14:58  
**To:** Bob Amey; Simon Dear  
**Cc:** [david.linnell@loughtonresidents.co.uk](mailto:david.linnell@loughtonresidents.co.uk)  
**Subject:** FW: Local noise issue - High Road

Bob,

Make contact with the council around enviro health coming out over the next few weeks to check out the bass noise issue. Im sure their bass should be reduced at midnight

Simon,

Please ensure this problem is added to the Teutonic briefing

## **RE: Local noise issue - High Road**

From: **David Linnell** (david.linnell@loughtonresidents.co.uk)  
Sent: 02 May 2013 07:48:59  
To: 'Deniz Roach'

Dear Deniz

Yes, please keep me in the picture.

I had a look the other day to see where you are.

Regards

David

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**From:** Deniz Roach '  
**Sent:** 01 May 2013 15:03  
**To:** David Linnell  
**Subject:** RE: Local noise issue - High Road

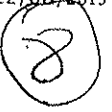
Hi David,

Thank you for sending this, we got a bit more luck than we were anticipating if they will investigate the noise from the bar too!

I have heard back from the council too and they have asked that I call whenever the bass noise can be heard so that they can progress the complaint. I am anxious about doing this but I will.

We will endeavour to attend a meeting with the police and on other local matters as we are keen to be involved, not just on issues affecting us directly within our home.

Thank you for your email updates. Please let me know if you would be keen to hear how we



## Nu-Bar

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From:  
Sent: 21 August 2013 19:50:08  
To:  
Cc: David Linnell (david.linnell@loughtonresidents.co.uk)

Hi Deniz and Mark

David Linnell has forwarded your e-mail address to me as I gather you are also concerned about the noise from the Nu-Bar. We live in Connaught Avenue and are not usually too disturbed by the Nu-Bar although hear the bass of the music but acceptable. However last Saturday (17<sup>th</sup>) was horrendous making sleep impossible until the Bar closed at 2am. Friday evening had been no different to usual. We await to see what happens this weekend. On David's advice, I rang the Licensing Department on Monday leaving a message and Sarah rang back on the Tuesday and spoke to my husband. They need evidence and need to get an Officer along but I'm sure I'm probably telling you what you already know.

Any exchange of views gratefully received. We have lived here for over 40 years so have obviously seen quite a lot of change.

Kind regards



Epping Forest District Council

Civic Offices  
High Street  
Epping CM16 4BZ

Nu Bar Loughton

Centre X: 542126.000  
Centre Y: 195962.000  
Width : 225.000  
Angle : .000

Scale : 1:1250

Date : 30 Aug 2013

Time : 10:56:43 AM

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