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David Marchant LLB (Hons) BSc (Hons) CEng FICE FCI
Chief Executive

AGENDA

Committee:	LICENSING SUB-COMMITTEE
Date and Time:	Friday 19th August 2016 at 1.30pm
Venue:	Council Chamber
Membership:	Councillors E. Egan, Greig and Mumford
Officers attending:	Mel Harris - Head of Licensing & Safer Communities Andrew Smith – Corporate Legal Adviser
Committee Enquiries:	John Riley, Ext. No. 2417

PART I

(Business to be taken in public)

- 1. Appointment of Chairman**
- 2. Procedure for the Sub-Committee (as attached)**
- 3. Application to vary a Premises Licence under Section 34 of the Licensing Act 2003 made by Bread and Cheese Public House, 520 London Road, Benfleet, Essex. SS7 1AA**
- 4. Decision**

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PROCEDURE FOR SUB-COMMITTEE

1. Introductions

- a. Chairman introduces Panel Members to the applicant.
- b. Chairman identifies officers and their roles.
- c. Applicant identifies themselves, any representative and any accompanying persons. They also identify who intends to present the case.
- d. Relevant Responsible Authorities identify themselves.
- e. Interested Parties identify themselves.

2. Case summary by Head of Licensing and Safer Communities See agenda item No. 3

3. The Relevant Responsible Authority(s) Submission

- a. The Relevant Responsible Authority(s) and any witnesses will submit to the Panel the reasons for the hearing in the case before them.
- b. Opportunity for the applicant or representative to question the relevant responsible authority(s) and witnesses on their submissions (note: this is an opportunity to ask questions arising from the submissions – not to make statements – an opportunity comes later when summing up).
- c. Opportunity for Panel Members to question the Relevant Responsible Authority(s) and witnesses on their submission.

4. Interested Parties Submission (if any)

- a. Any interested parties will submit to the Panel the reasons for the hearing in the case before them.
- b. Opportunity for the applicant and the relevant responsible authority(s) to question the interested parties on their submissions.
- c. Opportunity for Panel Members to question the interested parties and witnesses on their submission.

5. The Applicant's Submission

- a. The applicant or their representative will submit their case (to include consideration of any written representations). Witnesses may be called.

- b. Opportunity for relevant responsible authority, followed by interested parties (if any) to question the applicant and any witnesses on their submission(s).
- c. Opportunity for Panel to question the applicant and any of their witnesses on their submission(s).

6. Questions from Panel

Opportunity for any final questions from Panel to either side.

7. Adjournment

Proceedings will be adjourned while the Panel withdraw to consider its decision. During this time the Clerk will accompany the Panel to record the decision. The Committee may request the presence of the Legal Advisor to give them legal advice.

8. Decision

The Panel will reconvene and the Chairman will announce the decision, and:-

- 1. If approved, give details of any conditions attached to the licence (if any)
- 2. If refused, give the reasons for refusal
- 3. Inform the applicant of their rights of appeal

9. Conclusion

The Chairman will close the proceedings

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LICENSING SUB COMMITTEE

19th August 2016

Subject: Application to vary a Premises Licence under Section 34 of the Licensing Act 2003 made by Bread and Cheese Public House, 520 London Road, Benfleet, Essex, SS7 1AA

Report of: Head of Licensing and Safer Communities – Melanie Harris

1. Purpose of Report

To consider an application to vary a premises licence for the Bread and Cheese Public House, 520 London Road, Benfleet, Essex, SS7 1AA.

2. Background

2.1 The application has been submitted to all the Relevant Responsible Authorities:

- Licensing Department
- Essex Police
- Essex County Fire & Rescue Service
- Planning Services
- Environmental Health Service
- The Health & Safety Executive
- Children' Safeguarding Service (Essex County Council)
- Essex Trading Standards
- Director of Public Health (Essex County Council)

2.2 Details of the application were also advertised the Council's website and blue notices were displayed on lampposts near to the premises.

3. Application

The application is for the following provisions:

- To vary the opening hours on Friday and Saturday to 11:00hrs – 01:00hrs. (currently 11:00hrs to 00.30hrs).
- To vary the hours for regulated entertainment and supply of alcohol on Friday and Saturday to 11:00 – 01:00 (currently 11:00 – Midnight)

- To extend the licensable area of the premises to include the garden for the sale of alcohol and the provision of regulated entertainment
Monday to Sunday 11:00hrs to 22:00hrs

A copy of the application and premises licence are attached at Appendix 1 of the report

A copy of the blue notice is attached at Appendix 2 of the report

4. Representations

One representation was received from the Responsible Authorities (as listed above):

- Environmental Health

Representations have also been received from 17 interested parties (persons living in the vicinity) within the consultation period:

Mr J Wimbleton	2 Thundersley Grove, Benfleet
Mrs A J Brown	3 Thundersley Grove, Benfleet
Mr P D Golding	4 Thundersley Grove, Benfleet
Mr T & Mrs S Hall	6 Thundersley Grove, Benfleet
Mr Roger Norrington	8 Thundersley Grove, Benfleet
Mr & Mrs B Blakemore	10 Thundersley Grove, Benfleet
Mrs H Killick	11 Thundersley Grove, Benfleet
T Russell	23 Thundersley Grove, Benfleet
A Pullam	29 Thundersley Grove, Benfleet
M J E Golding	514 London Road, Benfleet
Mr & Mrs Cano-Lopez	Mount Cottage, 98 Mount Road, Benfleet
Henry & Caroline Pranker	122 Mount Road, Benfleet
EA Roberts	125 Mount Road, Benfleet
Mr A & Mrs C Avery	126 Mount Road, Benfleet
Mrs Melanie Hendry	133 Mount Road, Benfleet
Jennings/Bullock	Thundersley Grove Residents
Anonymous	Thundersley Grove Residents

Copies of the representations are attached at Appendix 3 of the report

5 Essex Police

Essex Police have written to the applicant and have requested the following amendments to the conditions under Annex 2 of the Premises Licence:

Amend the existing door staff condition and replace it with:

- Door staff risk assessment

The premises licence holder will risk assess the need for SIA door supervisors at the premises and/or employ such door supervisors at such time and in such numbers as deemed necessary by the risk assessment and/or at any other times the Police (Inspector or above) request.

Where door staff are utilised at the premises, the Licensee shall ensure that a proper record is kept to show full details of all door staff on duty.

Add the following condition to your premises licence:

- **Glassware Risk assessment**

The Licensee shall undertake (and from time to time review) an assessment of the risks to persons arising from the use of glass drinking vessels (not including drinks served in bottles) as potential weapons.

Where an assessment shows a significant risk, the licensee shall ensure that only non-glass drinking vessels are used.

- **Scoring Matrix**

The licensee shall formulate and comply with a policy document governing use of the venue for functions at the premises.

The policy document shall specify how the licensed area will be used and shall make provision for required documentation to be created in relation to any event to specifically include, but not be limited to:-

- A Scoring Matrix to assess risk.
- Measures implemented in response to the Scoring Matrix
- The circumstances in which there will be notification of the function to the Licensing Authority and Police.
- The content of such notification.
- The retention period of required documentation (subject to a minimum of 12 months).
- The provision of required documentation to the Police and Licensing Authority upon request.
- The management of functions predominantly for persons under 18 years of age.

This policy document shall be agreed in consultation with the Police within 31 calendar days (of the application), shall contain a version number and shall be signed by the Premises Licence Holder, a representative of the Police and of the Licensing Authority. The original of this document shall be lodged with the Licensing Authority and copies provided to parties.

A copy of the letter from Essex Police is attached at Appendix 4 of the report.

6. Statement of Licensing Policy

The following extracts from the Council's Policy are brought to the general attention of the Sub-Committee.

"1.19 When considering applications, the Council will have regard to:-

- the Licensing Act 2003 and the licensing objectives,
- Government guidance issued under Section 182 of the Licensing Act 2003,
- any supporting regulations
- this statement of licensing policy

1.20 This does not however undermine the rights of any person to apply under the 2003 Act for a variety of permissions and have the application considered on its individual merits, nor does it override the right of any person to make representations on any application or seek a review of a licence or certificate where they are permitted to do so under the 2003 Act.

1.21 The Licensing Authority recognises that, in some circumstances, longer licensing hours for the sale of alcohol may help to avoid concentrations of customers leaving premises simultaneously and to reduce the potential for disorder. It also recognises that overly restrictive hours may inhibit the development of night-time economies that are important for investment, employment and tourism.

1.22 When determining applications before a Licensing Sub-Committee, the authority will seek to balance those factors against their duty to promote the four licensing objectives and the rights of residents to peace and quiet."

An extract of the Statement of Licensing Policy is attached at Appendix 5 of the report

7. Licensing Objectives

Licensing objectives which could potentially be breached

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

8. Options

The Sub-Committee is advised that it has the following options when determining this application.

- (i) Grant the application on the terms and conditions applied for as set out in Appendix 1.
- (ii) Grant the application on the terms and conditions applied for including the additional conditions as agreed by the applicant and Essex Police or modified to such extent as considered necessary for the promotion of the Licensing Objectives.
- (iii) Reject the application

Recommendation

The decision of the Sub Committee is required following proper consideration of the application and any representations made to the Sub Committee.

Resolution Required.

Appendices

Appendix 1 - Application
Appendix 2 - Blue notice
Appendix 3 - Representations
Appendix 4 - Letter from Essex Police
Appendix 5 - Extract of the Statement of Licensing Policy

Background Papers:

Application file held by the Licensing Authority
Licensing Act 2003
Castle Point Borough Council Statement of Licensing Policy

Licensing & Transportation

01 JUL 2016

RECEIVED



 castlepoint

benfleet | canvey | hadleigh | thundersley

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 KATE SIMMONS ON BEHALF OF SIMMONS LEISURE 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

CPBC/LU/1366

Part 1 – Premises Details

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

520 LONDON ROAD
 BENFLEET
 ESSEX
 SS

Post town

BENFLEET

Post code

SS7 1AA

Telephone number at premises (if any)

01268 753402

Non-domestic rateable value of premises

£

Part 2 – Applicant details

Daytime contact telephone number	07979187558		
E-mail address (optional)	katesimmons@breadandcheesepub.		
Current postal address if different from premises address			
Post Town		Postcode	

Part 3 - Variation

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

Please tick yes



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

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

TO EXTEND OUR ~~OPENING~~ CLOSING HOURS AND OUR LICENSABLE ACTIVITIES. TIMES TO ALSO EXTEND THE LICENSED PREMISES FOR THE SALE OF ALCOHOL IN THE GARDEN BETWEEN THE HOURS OF 12:00 AND 22 HRS MONDAY TO SUNDAY.

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 yes

- 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 L)



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



In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			SEE ORIGINAL OPERATING SCHEDULE ATTACHED
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			SEE ORIGINAL OPERATING SCHEDULE ATTACHED
Thur			<u>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</u> (please read guidance note 5)
Fri			SEE ORIGINAL OPERATING SCHEDULE ATTACHED.
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	11:00	23:00	THIS MAY BE LIVE BANDS OR LIVE DJ'S.		
Tue	11:00	23:00			
Wed	11:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	11:00	23:00	LIVE MUSIC IN THE GARDE NO LATER THAN 22HRS.		
Fri	11:00	1:00am	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sat	11:00	1:00am			
Sun	11:00	23:00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon	11:00	23:00				
Tue	11:00	23:00				
Wed	11:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 4)			
Thur	11:00	23:00	WE INTEND TO PLAY MUSIC IN THE GARDEN. MON-SUN 11-23HRS			
Fri	11:00	1:00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5)			
Sat	11:00	1:00pm				
Sun	11:00	23:00				

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon			SEE ORIGINAL OPERATING SCHEDULE ATTACHED			
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 4) TO ALLOW THE PERFORMANCE OF DANCE IN THE GARDEN I.E			
Thur						
Fri			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 (please read guidance note 5)			
Sat						
Sun						

SPANISH EVENTS - FIAMENCO
DANCERS ECT.

25

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u> SOULFUL SEDUCTION EVENT EVERY THIRD FRIDAY OF THE MONTH 8PM-1AM.	
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors <input type="checkbox"/> Outdoors <input type="checkbox"/> Both <input checked="" type="checkbox"/>
Mon	11:00	23:00	<u>Please give further details here</u> (please read guidance note 3)	
Tue	11:00	23:00		
Wed	11:00	23:00		
Thur	11:00	23:00	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)	
Fri	11:00	1:00AM	TO EXTEND THE LICENSED PREMISES FOR THE SALE OF ALCOHOL IN THE GARDEN	
Sat	11:00	1:00AM	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)	
Sun	11:00	23:00		

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	23:00	Please give further details here (please read guidance note 3) TO SELL HOT DRINKS & BURGERS during our soulful seductive AND ANY FUTURE EVENTS.	Both	<input checked="" type="checkbox"/>
Tue	11:00	23:00			
Wed	11:00	23:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	11:00	23:00			
Fri	11:00	1:00am	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 (please read guidance note 5)		
Sat	11:00	1:00am			
Sun	11:00	23:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	11:00	23:00	State any seasonal variations for the supply of alcohol (please read guidance note 4) AS WE ARE NOW OFFERING A FRESCO DINING AND HAVE BUILT A PIZZA OVEN. TO APPLY TO SELL ALCOHOL IN THE GARDEN BETWEEN THE TIMES 12:00 AND 22 HRS.	Both	<input checked="" type="checkbox"/>
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	23:00		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)	
Fri	11:00	1:00am			
Sat	11:00	1:00am			
Sun	11:00	23:00			

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	11:00	23:00	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	11:00	23:00	
Wed	11:00	23:00	
Thur	11:00	23:00	
Fri	11:00	1:00am	
Sat	11:00	1:00am	
Sun	11:00	23:00	

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

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

Please tick yes

☒
☒

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

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

M

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

b) The prevention of crime and disorder

OUR BIG EVENTS I.E SOULFUL SEDUCTION.
WE HAVE 2 DOOR SUPERVISORS TO
CONTROL CAPACITY, FLOW ~~AND~~ AND MONITOR
DRUG USE AND SOLVE ANY PROBLEMS THERE
MAYBE.

c) Public safety

d) The prevention of public nuisance

THE DOOR SUPERVISORS CONTROL THE
VOLUME OF THE CUSTOMERS WHEN OUTSIDE
& WHEN LEAVING THE PREMISES.

e) The protection of children from harm

MAJORITY OF OUR EVENTS ARE 25+.

1


Please tick yes

- I have made or enclosed payment of the fee ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable ☒
- I understand that I must now advertise my application ☒
- I have enclosed the premises licence or relevant part of it or explanation ☒
- I understand that if I do not comply with the above requirements my application will be rejected ☒


IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

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

Signature	
Date	20/6/16
Capacity	DIRECTOR AND MANAGER.

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

Signature	
Date	20/6/16
Capacity	DIRECTOR AND MANAGER

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

S20 LONDON ROAD
BENFLEET
ESSEX

Post town	BENFLEET	Post code	SS71AA
Telephone number (if any)	07979187558.		
If you would prefer us to correspond with you by e-mail your e-mail address (optional)			

New 1.8 Metre High Close Barbed Fencing

Inner Joists and support struts

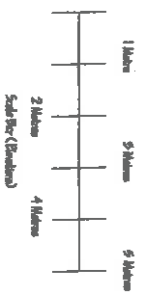
East Elevation
SCALE 1:50

New 1.8 Metre High Close Barbed Fencing

Inner Joists and support struts

South Elevation
SCALE 1:50

Original Ground Level

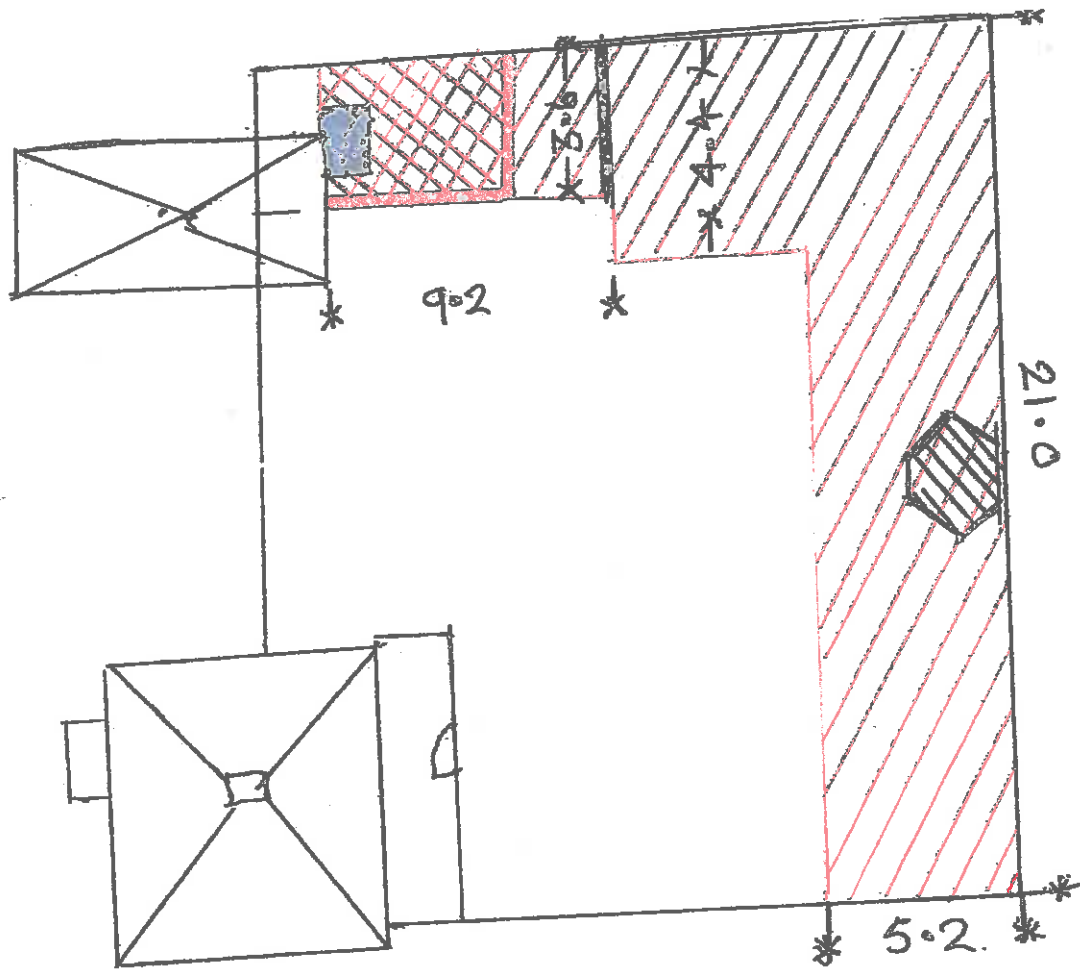


SITE PLAN
SCALE 1:500 (A1)



LOCATION PLAN
SCALE 1:1250 (A1)

NO.	REVISION	DATE
1	NEW DECKING @ THE BREAD & CHEESE PUB 820 LONDON ROAD BENTLEY ESSEX SS17 1AA	
SITE & LOCATION PLANS AND ELEVATIONS		
SCALE	DATE: JAN 2018 DRAWN BY: [signature]	DATE: 02/02/02 [signature]



 = Decking area.

 = Proposed outside bar.

 = Pizza oven

 = Area to be cornered for Cooking area.

C I H

Premises Licence

LOCAL AUTHORITY



benfleet | canvey | hadleigh | thundersley

Regeneration & Neighbourhoods
Licensing Department
Castle Point Borough Council
Council Offices, Kiln Road,
Thundersley, Benfleet,
Essex SS7 1TF
Tel: 01268 882200

Part 1 - Premises Details

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

BREAD AND CHEESE

520 LONDON ROAD, BENFLEET, ESSEX, SS7 1AA.

Telephone 01268 795999

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
	BANK HOLIDAY SUNDAYS		
F. Playing of recorded music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
	BANK HOLIDAY SUNDAYS		
I. Provision of facilities for making music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight



Premises Licence

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued...

Activity (and Area if applicable)	Description	Time From	Time To
I. Provision of facilities for making music (Indoors) continued ...			
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
J. Provision of facilities for dancing (Indoors)			
	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)			
	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
M. The sale by retail of alcohol for consumption ON and OFF the premises			
	Monday to Thursday	11:00am	11:00pm
	Friday and Saturday	11:00am	Midnight
	Sunday	Noon	10:30pm
	Christmas Eve	11:00am	Midnight
	Boxing Day	11:00am	Midnight
	New Years Eve	11:00am	3:00am
	Bank Holiday	Noon	Midnight

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To
Monday to Thursday	11:00am	11:30pm
Friday and Saturday	11:00am	12:30am
Sunday	Noon	11:00pm
Bank Holiday	Noon	12:30am
Christmas Day	11:00am	12:30am
Boxing Day	11:00am	12:30am
New Years Eve	11:00am	3:30am

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

- M. The sale by retail of alcohol for consumption ON and OFF the premises



Premises Licence

Part 2

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

SIMMONS LEISURE LTD
36 EXFORD AVENUE, WESTCLIFF ON SEA, SS0 0EF.

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

SIMMONS LEISURE LTD

9309173

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

KATIE SIMMONS

296 THUNDERSLEY PARK ROAD, BENFLEET, ESSEX, SS7 1AH.

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

Licence No. CP/PL0774

Issued by Castle Point



Premises Licence

ANNEXES**ANNEX 1 - MANDATORY CONDITIONS****MANDATORY LICENSING CONDITIONS**

NO SALE OF ALCOHOL MAY BE MADE UNDER THE PREMISES LICENCE:

A) AT A TIME WHEN THERE IS NO DESIGNATED PREMISES SUPERVISOR IN RESPECT OF THE PREMISES LICENCE; OR

B) AT A TIME WHEN THE DESIGNATED PREMISES SUPERVISOR DOES NOT HOLD A PERSONAL LICENCE OR HIS PERSONAL LICENCE IS SUSPENDED.

EVERY SUPPLY OF ALCOHOL UNDER THE PREMISES LICENCE MUST BE MADE OR AUTHORISED BY A PERSON WHO HOLDS A PERSONAL LICENCE.

MANDATORY LICENSING CONDITIONS

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

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

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

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

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

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

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

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or

ANNEXES continued

glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

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

3. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

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

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

(a) a holographic mark, or

(b) an ultraviolet feature.

4. The responsible person must ensure that-

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

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml; and

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

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



ANNEXES continued...

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

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

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

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

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

where-

- (i) P is the permitted price,
- (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

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

- (i) the holder of the premises licence,
- (ii) the designated premises supervisor (if any) in respect of such a licence
or
- (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

Premises Licence

ANNEXES continued

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

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

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

ANNEX 2 - CONDITIONS CONSISTENT WITH THE OPERATING SCHEDULE

A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.

Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the Licensing plans regulations is indicative only and subject to change at any time.

PREVENTION OF CRIME AND DISORDER

- The licensee shall ensure that an effective Closed Circuit Television (CCTV) surveillance system that records in real time covering licensable areas all exits/areas front forecourt grounds, and any areas where the public have access shall be maintained. Recording shall be retained for thirty days A member of staff will always be on duty that is able.
- A suitably worded sign of sufficient size and clarity shall be displayed at the point of entry to the premises, and in a suitable location at the point of sale, advising customers that CCTV is operating in the premises.
- The DPS shall be responsible for ensuring that staff complete challenge 25 training and training in relation to the licensing law including the sale of alcohol to people who are drunk before making any sales of alcohol.



Premises Licence

ANNEXES continued

- Written records of staff training shall be retained on the premises and made available to the Police/Licensing Authority upon reasonable request.
- An incident book shall be retained on the premises to record all incidents. The book shall be made available to the Police/Licensing Authority upon reasonable request.
- A refusals book shall be retained behind each bar on the premises to record refusals of sales of alcohol. The book shall be made available to the Police/Licensing Authority upon reasonable request.
- The Licensee shall risk assess the need for door supervisors for any function they may hold including live bands
- The Car Park and rear garden area will be well lit at all times when licensable activities are taking place.
- The licensee shall within three months from the date of the grant create a scheme of written policies in agreement with police which will include:

- Dispersal Policy
- Drugs Policy to include regular toilet checks.
- Noise Policy

Any adjustments to these policies will need to be agreed by Essex Police.

PUBLIC SAFETY

Staff will be trained in all legislation relevant to their job role.

PREVENTION OF PUBLIC NUISANCE

Notices will be displayed asking customers to leave the premises quietly and respect neighbours.

Doors and windows will remain closed (except for access to and egress from the premises) after 22:00hrs during any regulated entertainment.

PROTECTION OF CHILDREN FROM HARM

Children will be accompanied by an adult.

The Challenge 25 scheme shall be adopted at the premises, whereby anyone who appears to be under the age of 25 shall be asked for identification to prove that they are over 18 years old. The only acceptable forms of ID are passports, UK photocard driving licences and "PASS" logo accredited proof of age cards.



ANNEXES continued...

A 30 minute drinking up time on top of the last permitted sale of alcohol to allow customers to use the toilet facilities and disperse from the premises.

Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.

Any detail shown on the plan that is not required by the Licensing plans regulations is indicative only and subject to change at any time.

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

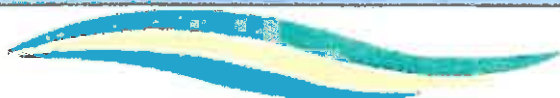
Conditions yet to be entered.

Designated Licensing Officer



Premises Licence Summary

LOCAL AUTHORITY



castlepoint

benfleet | canvey | hadleigh | thundersley

**Regeneration & Neighbourhoods
Licensing Department
Castle Point Borough Council**
Council Offices, Kiln Road,
Thundersley, Benfleet,
Essex SS7 1TF
Tel: 01268 882200

Premises Details

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

BREAD AND CHEESE

520 LONDON ROAD, BENFLEET, ESSEX, SS7 1AA.

Telephone 01268 795999

WHERE THE LICENCE IS TIME LIMITED THE DATES

Not applicable

LICENSABLE ACTIVITIES AUTHORISED BY THE LICENCE

- a performance of live music
- any playing of recorded music
- entertainment facilities for making music
- entertainment facilities for dancing
- entertainment of a similar description to that falling within entertainment facilities for making music or dancing
- the sale by retail of alcohol

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES

Activity (and Area if applicable)	Description	Time From	Time To
E. Performance of live music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
BANK HOLIDAY SUNDAYS			
F. Playing of recorded music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight
	New Years Eve	8:00pm	2:00am
	Bank Holiday	8:00pm	11:00pm
BANK HOLIDAY SUNDAYS			
I. Provision of facilities for making music (Indoors)	Thursday	8:00pm	11:00pm
	Friday and Saturday	11:00am	Midnight
	Christmas Eve	8:00pm	Midnight
	Boxing Day	8:00pm	Midnight



Premises Licence Summary

THE TIMES THE LICENCE AUTHORISES THE CARRYING OUT OF LICENSABLE ACTIVITIES continued...

Activity (and Area if applicable)	Description	Time From	Time To	
I. Provision of facilities for making music (Indoors) continued ...				
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
J. Provision of facilities for dancing (Indoors)				
	Thursday	8:00pm	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Christmas Eve	8:00pm	Midnight	
	Boxing Day	8:00pm	Midnight	
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
K. Provision of facilities for entertainment of a similar description to that falling within I or J (Indoors)				
	Thursday	8:00pm	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Christmas Eve	8:00pm	Midnight	
	Boxing Day	8:00pm	Midnight	
	New Years Eve	8:00pm	2:00am	
	Bank Holiday	8:00pm	11:00pm	BANK HOLIDAY SUNDAYS
M. The sale by retail of alcohol for consumption ON and OFF the premises				
	Monday to Thursday	11:00am	11:00pm	
	Friday and Saturday	11:00am	Midnight	
	Sunday	Noon	10:30pm	
	Christmas Eve	11:00am	Midnight	
	Boxing Day	11:00am	Midnight	
	New Years Eve	11:00am	3:00am	
	Bank Holiday	Noon	Midnight	BANK HOLIDAY SUNDAYS

THE OPENING HOURS OF THE PREMISES

Description	Time From	Time To	
Monday to Thursday	11:00am	11:30pm	
Friday and Saturday	11:00am	12:30am	
Sunday	Noon	11:00pm	
Bank Holiday	Noon	12:30am	BANK HOLIDAY SUNDAYS
Christmas Day	11:00am	12:30am	
Boxing Day	11:00am	12:30am	
New Years Eve	11:00am	3:30am	

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

- M. The sale by retail of alcohol for consumption ON and OFF the premises

NAME, (REGISTERED) ADDRESS OF HOLDER OF PREMISES LICENCE

SIMMONS LEISURE LTD

36 EXFORD AVENUE, WESTCLIFF ON SEA, SS0 0EF.

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

SIMMONS LEISURE LTD

9309173



Premises Licence Summary

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

KATIE SIMMONS

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

CHILDREN ARE NOT RESTRICTED OR PROHIBITED FROM ACCESS TO THE PREMISES

Designated Licensing Officer



LICENSING ACT 2003 - PUBLIC NOTICE OF APPLICATION IN A LOCAL NEWSPAPER

APPLICATION FOR A PREMISES LICENCE / CLUB PREMISES CERTIFICATE *
(Sections 17 or 71 of the Act)

* delete as appropriate

Name of Applicant or Club	KATE SIMMONS THE BREAD AND CHEESE
Postal address of premises or club premises including Postcode (where possible) or a description to enable the location to be identified.	S20 LONDON ROAD BENFLEET ESSEX SS7 1AA
Statement of Relevant Licensable Activities or Relevant Qualifying Club Activities which it is proposed will be carried on, on or from the premises.	
<p>VARIATION TO OUR PREMISES LICENSE AND EXTEND OUR LICENSABLE ACTIVITIES.</p> <p>OPENING HOURS: SUN-THURS 11AM-23:00HRS FRI & SAT 11-1:00AM</p> <p>SUPPLY OF ALCOHOL: SUN-THURS 11-23:00HRS FRI & SAT 11-1:00AM</p> <p>LATE NIGHT REFRESHMENT: SUN-THURS 11-23:00HRS FRI & SAT 11-1:00AM</p> <p>RECORDED MUSIC: SUN-THURS 11-23:00HRS FRI & SAT 11-1:00AM</p> <p>LIVE MUSIC: SUN-THURS: 11-23:00HRS FRI & SAT 11-1:00AM</p> <p>TO LICENSE THE REAR GARDEN AND TO SELL ALCOHOL OUT THERE MON-SUN 11:00 - 22 HRS.</p> <p>TO ALSO PLAY RECORDED MUSIC MON-SUN 11-23 HRS</p> <p>LIVE MUSIC MON-SUN 11:00 - 22 HRS</p>	

The Licensing Register may be inspected at the Licensing Department, Castle Point Borough Council, Kiln Road, Thundersley, Benfleet, Essex, SS7 1TF between 9.00 am and 4.30 pm (Monday to Friday except public holidays).

Any representations by a Responsible Authority or Interested Party must be made in writing to the above address by.....28th JULY 2016

It is an offence knowingly or recklessly to make a false statement in connection with an application punishable on summary conviction by a maximum fine of £5,000.

Melanie Harris

From: Janette Parker-East
Sent: 29 July 2016 15:34
To: Melanie Harris; Ken Ward; Sharon Burke
Cc: Simon Llewellyn; Scott Grant
Subject: FW: Bread and Cheese - Variation of Licence Response

Good Afternoon,

I would like to make representations on behalf of Environmental Health to the Application for Variation of the Premise Licence.

Since sending my e-mail on Monday (below) we have received three further noise complaints relating to the event which was subject to a TEN on Saturday (23rd July 2016) and they also make reference to noise nuisance from the event on the 15th July 2016. In addition all the complainants make reference to additional nuisance issues such as considerable increases in parked cars inconsiderately parked and late night revellers in the streets both making a noise and relieving themselves.

The details relating to times differ from those given by the DPS Kate Simmons but are similar amongst all of the complainants.

Although it is early days as far as the noise investigation is concerned I believe that the request made on the application to vary the current licence will result in further noise nuisance problems.

Since acoustic glazing, air conditioning and closed external doors and windows were required to remove the noise nuisance of the Soul Night which was indoors I cannot foresee any circumstances were allowing music (recorded, live or amplified) and service of alcohol in an open garden and car park area (for the area marked on the application covers not only the garden but the car park too) will not result in a noise nuisance to neighbouring properties.

Regards,

Mrs J M Parker-East BSc (Hons) MCIEH CEnvH, F.R.S.H
 Environmental Health Officer



Castle Point Borough Council | telephone: 01268 882308 | email: jparker-east@castlepoint.gov.uk
 | website: www.castlepoint.gov.uk

Please consider the environment before printing this e-mail

Keep up to date on what's happening at Castle Point....Follow us on Twitter @CastlePointBC

From: Janette Parker-East
Sent: 25 July 2016 12:05
To: Ken Ward; Sharon Burke
Cc: Melanie Harris; Simon Llewellyn; Scott Grant
Subject: Bread and Cheese - Variation of Licence Response

RUSSELL

APPENDIX 3

RUSSELL

23 THUNDERSLEY GROVE

①

BRIKLEY

Licensing & Transportation

22 JUL 2016

RECEIVED

KEEN

557 3RB

20 JULY 2016

Dear Sirs,

re: LICENSING VARIATION

I would like to register my objection to the application to extend the licensing hours of the Bread and Cheese Pub. There is already an un-acceptable level of noise and 'misbehaviour' along Thundersley Grove as well as beer cans, bottles and glasses dumped in the road way. The noise level from both the pub and after 'clearing out' times is very excessive. The damage caused to properties at the top end of Thundersley Grove is very unnecessary. Extending the

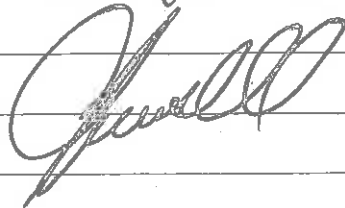
RUSSELL

licensing laws will only but
extend the anti-social behaviour
that occurs regularly.

Please do not approve this
application for the sake of the
local community.

Yours Sincerely,

T. Russell



100
100

Wimbledon ✓

(2)

Melanie Harris

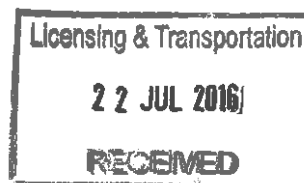
From: Cllr BEgan
Sent: 21 July 2016 21:11
To: 'John Wimbledon'
Cc: Melanie Harris
Subject: RE: Bread & Cheese Public House licensing application

Dear Mr Wimbledon

I am sorry you have had to write to me. I will seek advice from the licensing officer to ensure I respond to you accurately. You will see I have copied her into my reply to you.

Thank you for bringing this to my attention

Kind regards
Beverley



Sent with Good (www.good.com)

-----Original Message-----

From: John Wimbledon [thejpws@btinternet.com]
Sent: Thursday, July 21, 2016 07:19 PM GMT Standard Time
To: Cllr BEgan
Subject: Bread & Cheese Public House licensing application

Dear Councillor Egan,

I am writing to you to bring your attention to the application by the Licensee of the Bread and Cheese public house where application is in the process of being made to increase the opening hours times.

I should introduce myself first. I am John Wimbledon and reside at 2, Thundersley Grove, Thundersley. I have resided at this address since February 1973. During the years of 1967 to 1984 I served the people of Essex and in particular the people of Castle Point as a police officer, being the Traffic Management and Road Safety officer to Castle Point District Council, as it was then. Prior to that I was the Community Neighbourhood Police officer, based at Benfleet Police Station. I am now retired and live a peaceful life here with my wife.

Around two to three years ago a new licensee took over the Bread & Cheese public house. It has always been a popular venue for meals during the weeks and weekends. However, about 14 months ago the licensee was putting on live music and disco music over the end of week and weekend evenings. It was noisy. It is the thump of the bass and bass drum that is pulsing, loud and incessant.

I had not made specific note of the events last year, but in November 2015 when we were suffering with high winds, I was particularly annoyed when I found it necessary to go over to speak to the manager about a side gate that had been left insecure and it was slamming and banging against the jamb all of the previous night disturbing our sleep. During the second evening I went over and asked to speak with the Manager. One of the chefs came out and was identified a Manager. I explained the nature of my complaint to him. He apologised and said they would fix it that evening.

This was not true, because the wind continued throughout the following night and the gate was swinging in the wind crashing against the jamb resulting in another sleepless night. I therefore did not consider the Licensee worthy of any further visits to speak about excessive preventable noises.

(65)

I made a complaint to your CPBC Environmental Health offices, which began a series of monitoring events by Mrs' Janette Parker-East and her team. The result of her enquiries was positive and the volumes of sound which had been aggressively loud were abated and became tolerable. Mrs Parker-East was thanked for her efforts.

I also informed Mrs Parker-East about the outside musical festival (I believe it was a Rock Festival) that had occurred over the August Bank Holiday weekend of 2015. It was seriously noisy and went on till very late, as advertised on the hoardings that are on the highway side of the public house railings at the front. These signs are in contravention of the regulations governing signage on the highway, and yet having informed the Highway Authority Essex County Council they have not been removed. The signs/advertising hoardings are illegal therefore planning consent could not be given, yet they remain there and are a potential distraction to road users

You can therefore imagine my horror when I happened to see a notice on the telegraph pole outside of the Bread & Cheese public house. The sign indicates that a license is being sought by Kate Simmons as a Variation to Premise Licence and Licensable Activities – Open Hours – Monday to Thursday, 1100hrs – 2300hrs. Friday and Saturday 1100hrs – 0100hrs. The pub is also applying for a Late Night Refreshment licence to cover for the same days and times.

Whilst I appreciate that Mrs Simmons and company are in the business to make money, it is a community pub and the sounds that are generated by these events have (prior to Mrs Parker-East's intervention) caused us distress with the volume of the sound.

Last Friday evening 15th July to 1230hrs on Saturday 16th July 2016 the noise had been cranked up to the point where although my wife had gone up to bed just after 11pm, when I went up at 1230am she had been unable to sleep. She was quite angry and distressed. You must also understand that on these particularly hot nights it is grossly unfair that we have to close all of our windows to try to deaden the of the bass tones. Really Mrs Egan, why should we have to suffer so? It seems to us that Mrs Simmons cares little for her neighbours wellbeing.

Additionally, there were motor cars parked in contravention of the junction protection at Thundersley Grove with the A13. Any vehicle travelling up Bread & Cheese Hill and intent on turning left into Thundersley Grove was likely to be confronted by an emerging vehicle on the wrong side of the road. Along the A13 London Road outside the public house on the south and north sides of the road, cars were parked completely on the pavement. It really is not good enough!

I intend sending this email to your colleagues, Mr Hurrell and Mr Dick to give you all as our representatives of this Ward an opportunity to respond to my complaint.

That brings you up to date Mrs Egan.

I have been advised that any complaint to the Licensing Officer must be in before 29th July 2016.

Kindest regards

John Wimbleton

Sent from Mail for Windows 10

[Report this message as spam](#)

Wimbleron.

2, Thundersley Grove
Thundersley
Benfleet
Essex. SS7 3EB
25th July 2016



The Licensing Officer
Licensing Department
Castle Point Borough Council
Kiln Road
Thundersley
Benfleet
Essex. SS7 1TF

Licensing & Transportation

27 JUL 2016

RECEIVED

Dear Sir,

Concerning Application for a Premises Licence Certificate by the Licensee of the Bread & Cheese Public House, London Road, Benfleet, Essex. SS7 1AA

I object most strongly to this application to vary the license to accommodate changes to the current licence and to include licensable activities.

Historically, the Bread & Cheese public house has provided the residents in the locale with a place to visit and enjoy a drink together with a meal (if desired) in a convivial atmosphere. I have resided at the above address since February 1973 and it is fair to state that the pub is appreciated. I am now retired and did enjoy a peaceful life living here with my wife.

Around two to three years ago the ownership of the premise changed hands again.

To extend the current licensing hours and to play live music and recorded music inside the pub on Friday and Saturday evenings to 1am respectively, at extreme volumes is not acceptable bearing in mind the close proximity of residential homes. Similarly the proposal to sell alcohol and to play live music, and recorded music in the rear garden is also not acceptable within the area that the pub is positioned.

It clearly appears to us that these regulations, if granted, will be a fore-runner to the Bread & Cheese public house becoming a style of night club. At that

moment the pub as we have known it will cease to operate as part of the community and will undoubtedly be frequented by persons from further afield. Currently the car park at the Bread & Cheese is unable to cope with the increased volumes of vehicles on the Soul Music evening events. It is obvious that the surrounding roads will take the brunt of the excess traffic. There is little point in pursuing 24 hour parking restrictions because all residents will suffer due to the fact that there is limited off street parking to some homes along Thundersley Grove.

The problems associated with 24 hour restrictions are that although the Local Authority finance the Traffic Regulation Order (TRO), it is the police that uphold the TRO. In this current environment police action would be limited and once the offenders see that such legislation is open to abuse the TRO will fall into disrepute, thus being a complete waste of public funds.

Over the whole of the Bank Holiday weekend of **August 2015** (Friday, Saturday, Sunday and Monday), the pub proprietors held an outdoor musical event/festival. The volume of the music was such that we were unable to sit outside and enjoy our own garden. The southern flank wall and fence of my property is directly opposite the front of the Bread & Cheese public house. At that time the pulsing of the beat created by the bass, percussion and the volume of the voice of the compere' was deafening. The volume was so loud that we had to close the doors and windows to deaden the noise. Even so the throb of the bass beat could still be heard above our normal day to day living.

I was intending to complain to the local authority about it, but after consideration I thought that perhaps it was a 'one off' event being a Bank Holiday weekend.

In November 2015 in the high winds that we all suffered then, there was a side gate to the pub crashing against the jamb. This was more pronounced during the early hours of the morning. The noise kept us both awake. Later the next evening I went over to the pub and spoke to a chap identified as the Manager. I explained the nature of my complaint and he apologised and said that he would shut and secure the gate.

This was not true. He did not do so and due to the continuing high wind we were subjected to another sleepless night because of the gate smashing into the frame. By then I felt there was little point in speaking again to the Manager of the pub with any complaint. It clearly had not made any difference.

In March/April this year the volume of the music generated was wholly unacceptable. We were forced to close all windows tightly again and still suffered the regular pulsating booming of the bass beat.

It is unbearable and debilitating to be exposed to such volumes of sound which you are unable to control.

I decided then to make complaint to Castle Point Borough Council Environmental Health Department. Mrs Janette Parker-East and her colleagues began to monitor the situation. Following Mrs Parker-East's efforts the loudness of the music appeared to be toned down whilst she was monitoring the volume. Although we could still hear the beat of the bass tones in our bedroom, with the windows shut tight, it was just tolerable. I did thank Mrs Parker-East for her efforts on our behalf.

However, following the monitoring by your Environmental Health department it seems that the organisers at the Bread & Cheese public house are ignoring the advice given to them and the volumes/loudness of the music has again increased noticeably.

As you are aware we have eventually been able to enjoy some Summer weather warmth. I thought that we might be able to relax in our garden, but the volume of the bass beat from the musical evenings provided by the public house have again increased. It is becoming intolerable again. I am now monitoring the music again and reporting when it is obtrusive and affecting our well being.

On these hot summer nights we like to have windows open throughout the night providing us with a fresh flow of air. Surely we should not be forced to have all windows shut tight on such nights just to reduce the throbbing bass boom in order for us to create a quieter atmosphere for resting and sleeping?

On Friday 15th July 2016 the Bread & Cheese public house was supporting another musical event. The very loud beat was continual throughout the evening until 12.30am on Saturday 16th July.

My wife had gone up to bed just after 11pm on the Friday evening. I went up at 12.30am on Saturday morning. It seemed that the sound had been cranked up as the evening progressed. My wife was still awake. She could not sleep and she was very tired, angry and distressed.

On the weekend of the 23rd and 24th July, a relation had come to stay with us to convalesce following an operation. During the morning of the 23rd he had been sitting out in our garden, enjoying the weather. Unfortunately, the early afternoons' peace was shattered by the sounds of what we can only describe as live calypso music, like a steel band, with a very audible DJ. This seemed to cease around 9.50pm and we thought, great! Then about 10.10pm there followed the usual loud volume of headache producing music and throbbing bass beats which continued until quiet late. With all of our windows shut, the musical sound was tolerable.

Our neighbour across the road from us has to get up early on a Saturday for work. I was informed that because of the loud music she had to go to a rear room and sleep on the floor. She has now taken to visiting a nearby relation and sleeping at their house in order to obtain some rest.

I have been a professional musician, playing in various bands and enjoying all styles of music. I would not wish to be criticised by someone saying I do not appreciate music. I do and I love music. But there boundaries which should be adhered to.

I consider loud, uncontrolled pulsating music to be a form of torture. You are unable to escape from the pounding beat.

We consider it grossly unfair that we and visitors to our house have to suffer having to sit indoors on warmer days with the windows shut to try to block out the loud music, together with inconsiderate people vacating the Bread & Cheese and shouting at each other in the early hours of the morning, the revving of car engines, the sounding of vehicle horns, loud wheel spins on the

gravel road surface and screeching tyres as the vehicles' drivers try to cross the flow of oncoming traffic at the A13 junction of Mount Road with Bread & Cheese Hill.

I honestly feel that our human rights to a peaceful life are being grossly abused and denied by the public house proprietors. It seems to us that the Licensee, Mrs Simmons cares little for the well being of her neighbours and only cares about profit for herself and partners.

I am a retired Traffic Management and Road Safety officer. I have noted that there are advertising hoardings situated on the highway side of the fencing at the front of the Bread & Cheese public house. These hoardings give advanced notice of events being held at the pub, but they are on the highway. Definition wise, the highway is from fence edge to fence edge to include the footway (pavement) and any land abutting up to private fencing. The road is from kerb edge to kerb edge.

Between theses advertising hoardings there is a telegraph pole, which is displaying the notice regarding the application of variation of the licence for the public house.

I contend that these hoardings are illegal. The traffic signs regulations govern all signage that is placed on the highway. These hoardings are a permanent fixture having had the supporting posts driven into the grass verge and they are in contravention of the regulations which are The Traffic Signs Regulations and General Directions.

Because the signs do not conform to the regulations no planning consent can be given for them to be there. Indeed, I wondered whether Planning Consent has been sought?

I would further contend that they constitute a distraction to passing drivers at a junction that already has an accident history.

Additionally, in the dark of the evenings there are motor cars parked in contravention of the junction protection that is situated at the junction of Thundersley Grove and London Road A13. Any vehicle travelling up Bread and

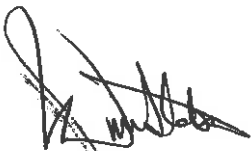
Cheese Hill and intent on turning left into Thundersley Grove is likely to be confronted by an emerging vehicle on the wrong side of the road.

Also, along the London Road A13, on the south side of the road between the pub and the bus shelter and on the north side adjacent to the church ground, cars were parked completely on the pavement. This really is not good enough!

I wish to apologise to you for this lengthy letter, but I feel it necessary to give you the full facts of the issues from which we are suffering with regard to the actions of the Licensee at the Bread & Cheese public house.

This letter is respectfully submitted.

Yours faithfully,

A handwritten signature in black ink, appearing to be 'J P Wimbleton', written over a horizontal line.

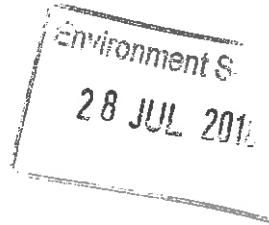
J P Wimbleton

BY HAND

Wimbleton

2, Thundersley Grove
Thundersley
Benfleet
Essex. SS7 3EB
27th July 2016

Mrs J M Parker-East
Senior Environmental Health Officer
Environmental Health Department
Castle Point Borough Council
Council Offices
Kiln Road
Thundersley
Benfleet
Essex. SS7 1TF



Dear Mrs Parker-East,

Concerning the loud Musical Events at the Bread & Cheese Public House

I am really annoyed that despite your, and your teams best efforts in May this year, the Licensee of the Bread & Cheese public house does not appear to have listened to any of the advice that you informed me, you had given her.

I quote from your email of 16th May 2016: 2nd paragraph – "In the first instance as the pub are cooperating with us we intend to work with them to carry out boundary checks, looking at how they are being carried out, what corrective action/adjustments are carried out if necessary"

I have tried very hard to give the Licensee the benefit of the doubt, but since your monitoring of the sound volumes, I have to state that I believe that the sound volume is now the same as before I made my first complaint to your department.

On Friday 15th July 2016 the Bread & Cheese public house was supporting another musical event. The very loud beat was continual throughout the evening until 12.30am on Saturday 16th July.

My wife had gone up to bed just after 11pm on the Friday evening. I went up at 12.30am on Saturday morning. It seemed that the sound had been cranked up as the evening progressed. My wife was still awake. She could not sleep and she was tired and very angry.

On the weekend of the 23rd and 24th July 2016, a relation had come to stay with us to convalesce following an operation. On Saturday 23rd July it was such a beautiful day we decided to spend it in the garden. Our son came round in the afternoon and we were all enjoying each others' company.

Unfortunately, the early afternoons peace was shattered by the sounds of what I can only describe as loud live calypso music. It sounded like a steel band playing, and in between the songs/tunes there was a compere' with a very loud voice which was amplified by the PA system.

We were forced to abandon sitting out in our garden just after 7pm and went indoors. It was irritating as we found it hard to concentrate on our conversations. Our son decided to leave early. He was fed up listening to the noise. It was a great pity that our enjoyment was being spoilt by the loudness of the music from the public house.

Our guest asked, 'How do you cope with this?' All I could only tell him was we are not coping. Now after several months of it we have reached the end of our tether.

When the music of the afternoon seemed to finish, we thought, great! BUT, as the first style of music finished then another began. The second style being the usual excessively loud volume of headache producing music and throbbing bass beats, which continued until just after midnight. So, once again on what could have been perfectly lovely summer evening, our peace had been disturbed.

With all of our windows shut, the musical sound was still audible, but there comes a point where it is obvious to me that despite complaints to you from us it is making little difference to the proprietors of the public house. We feel quite helpless.

It really does become unbearable. I consider that our human rights are being abused. We are not able to enjoy a peaceful life on the evenings that the pub hosts these musical events. The constant pulse of the bass beat is a form of mental torture. Our well-being is being affected. It is not as if I can control the volume and turn it down a bit.

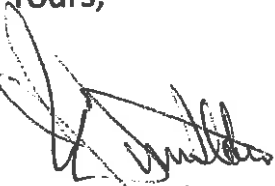
We have lived here for 43yrs and enjoyed it. In all of that time the Bread & Cheese has been a popular public house, but we have never had this amount of aggravation.

We consider it grossly unfair that we, and visitors to our house, have to suffer having to sit indoors, especially on warm days, with the windows tight shut to try to block out the loud noises. We also then have to tolerate the aftermath in the early hours of the morning of inconsiderate people vacating the Bread & Cheese. Shouting at each other across the car park, revving their car engines, sounding of vehicle horns, loud wheel spinning on the gravel road surface and screeching of tyres as the vehicles' drivers try to get across the flow of any oncoming traffic at the A13 junction of Mount Road with Bread & Cheese Hill.

The car park around the pub is obviously unable to cater for the greater numbers of vehicles, as the surrounding roads are being used by drivers parking their vehicles partly on the pavements and on the junction protection double yellow lines. Private driveways are being obstructed. Also, parking is occurring on the pavement of the London Road A13 adjacent to and opposite the pub. Fully on the pavement.

Quite honestly Mrs Parker-East, I can't see any point in continuing with this letter of complaint as nothing seems controllable anymore. We have had enough!!!

Yours,

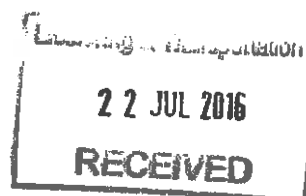


John Wimbledon.

Henry and Caroline Prankerd
122 Mount Road
Benfleet
Essex SS7 1AD

21 July 2016

Licencing Department
Castle Point Borough Council
Kiln Road
Benfleet
Essex SS7 1TF



Subject: Application for Minor Variation at Bread and Cheese Pub

Dear Sir,

This pub is situated in an otherwise quiet, residential, greenbelt area. We therefore object to the above application, for the following reasons:

- Extending opening hours on Friday and Saturday from 11pm to 1am will mean the neighbours will suffer an additional 2 hours of noise and drunken behaviour, into the early hours of every Saturday and Sunday morning. Already the pub creates a lot more noise and disturbance since it changed ownership just over a year ago.
- Extending the licence for drinking and entertainment in the garden area from 11am to 10pm every day of the week is likely to lead to yet more noise, music and shouting every day and will be a constant disturbance to neighbours. Although the owners will no doubt argue that 10pm is a reasonable closing hour, the garden will be predominantly used on summer evenings when the weather is good. At these times the surrounding homes all have their windows open, so there will be no escaping it before 10pm. Families with children will suffer even more.
- The location is not suitable for the parking of large numbers of cars, and even with current activities the Pub's own car park is full most evenings, and cars spill over to park on Mount Road. This makes access to our houses more difficult and access to the main road more dangerous. (Already, with the Pub's advertising blackboards located on the grass verge in front of their building, it is impossible to see traffic coming from the right when pulling out.)
- Access to Mount Road is already dangerous due to the quantity of traffic on the main road and limited visibility due to the bend on the hill. Patron's cars now even park on the pavement in front of the Pub, adding to the difficulty for both pedestrians and local residents.
- The area is residential with greenbelt. We would argue that the type of events and opening hours now being proposed are better suited to town centres where there are fewer residents and security can be better policed.

Yours faithfully

Henry Prankerd

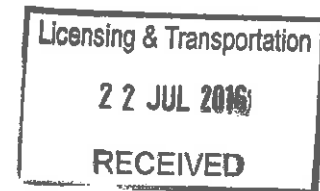
Caroline Prankerd

125, Mount Road,
Benfleet, Essex
SS7 1AD

Tel. 01268 752110
21-07-2016

Dear Sir/Madam,

Bread&Cheese Public House
Variation to Premises License and Licensable Activities.



I wish to object in the strongest terms to the proposed variations to the license and licensable activities at the Bread&Cheese Public House.

My concerns are:-

- 1) the proposal to extend the current licensing hours and to play recorded music beyond the current agreed arrangements and in particular to 1.00 am on a Friday and Saturday is unacceptable and completely inappropriate bearing in mind the pub's residential neighbourhood.
- 2) Likewise the proposal to sell alcohol and to play recorded and live music in the rear garden (to 23.00 hrs for recorded/live music for seven days a week) presents a complete disregard to the residential area contiguous to the Bread&Cheese pub.
- 3) These areas, mainly Mount Road and Thundersley Grove are occupied largely by families and older people and their lives will be made intolerable by the noise, disturbance, parking problems and traffic issues arising from these proposed license variations.
- 4) The Bread&Cheese will cease to operate as a community public house and be viewed as a quasi night club inviting patrons from well outside the local area. It is appreciated that the pub is a commercial enterprise and seeks to enhance its revenue but it must not be allowed to trample over the basic human rights of the nearby residents and their desire for a reasonably tranquil and peaceful existence particularly in the evening and after midnight.
- 5) It must be remembered that the cessation of pub service and the playing of loud music at a suggested preposterous 1-00am on Fridays and Saturdays does not mean an end to gross disturbance. Customers leaving the pub do not leave quietly and the constant clamour of shouting, laughing, arguing, singing, car doors slamming and wheels screeching will be considerably enhanced if these licensing variations are approved.
- 6) The translation of community pubs into quasi night clubs should not be permitted in essentially residential areas such as our own. Such entertainment venues should be restricted to town centres or non-residential areas and there are several within easy reach e.g. at Basildon, Rayleigh and Southend which provide ample late night facilities.
- 7) Any agreement to the proposed license variations will set a precedent prompting other local pubs in Castle Point to seek similar approvals in residential areas. To the marked detriment to the lives of ordinary local people.
- 8) The car parking at the Bread&Cheese public house is already inadequate and spills over into Mount Road - an unmade road. The road surface flanking the pub has been severely affected by their customers. I have lived here since 1981 and the residents regularly

maintain the road at their expense including the portion alongside the pub car park which is utilised very largely by pub customers. The pub owners choose to ignore any obligations to repair their own portion of the road.

9) Mount Road is accessed from the extremely busy A13 at the very top of Bread&Cheese Hill. Over the years traffic volume and congestion has considerably increased. Consequently, vehicle entry and exit from Mount Road is potentially hazardous and this is exacerbated on Friday evenings and weekends when the pub is busier. Because of limited facilities there is a good deal of inconsiderate and dangerous parking by pub customers who encroach to the very end of Mount Road thereby hampering entry/exit to and from the A13. It does not require much imagination to recognise that a greater volume of pub customers due to licensing changes will only increase the current difficulties and dangers.

Finally, can I say that the Council has always demonstrated a priority concern over environmental issues, particularly noise abatement.

Any approval of the proposed variations in the current licenses at the Bread&Cheese Public House will be a denial of that commendable commitment and significantly affect the lives of nearby residents in terms of considerably increased noise, general disturbance, parking problems and traffic hazards.

Yours faithfully,



E.A Roberts.

Copies to Boyce Ward councillors:-

Mrs W Goodwin.

Mr N. Smith.

Mr J. Stanley.

HENDRY

133 Mount Road
Barnfleet
Essex. SS7 1AD
07843679023
22/7/2016

③



Dear Sir/Madam

Re: Bread & Cheese Public House

I wish to put forward my objections to the Application for the premises licence Certificate under section 17 or 71 of the Act for the Bread and Cheese Public House.

The objections that I wish to put forward against this application are as follows:-

Prevention of Public Nuisance, as you will see from previous complaints I have had to make within the last year we have experienced horrendous noise levels from loud music, especially last summer when the music was taken outside of the Public House within the garden which was for long periods of time and resulted in me having to leave our bedroom at the front of the house and have to sleep in a spare back bedroom. I also had occasion to call the police at 4.00am one morning when the noise spilled outside of the pub with loud shouting and abusive language which I would not want my nine year old daughter who sleeps at the front of the house to have to experience.

Mrs J. Parker-East has previously attempted one of their 'Soul Nights' following receipt of three complaints and the licensee assured her that they had

⑧

put in windows for sound insulation and would keep the windows closed for the reduction of the noise. She said at that time they were trying to work with the residents!

They have now subsequently put in the application for amplified music/live bands out side with permission to serve alcohol and extended hours.

2. Public Safety - Mount Road is a quiet, unmade road, the private road is maintained by the residents, horses and cyclists (of all ages) use this path to the woods. On the days when the pub has held events/live music, we have experienced significantly increased traffic (drivers not respecting the area, driving fast, parking which is dangerous for access on and off of the unmade road, turning into our drive - even parking over our drive - horses and cyclists (including my daughter and friends) are at risk from this increased traffic from the overflow from the public houses small car park).

3. Crime and Disorder - We do not expect in a quiet residential area with unmade roads to experience customers coming from the pub urinating up against fences/posts adjacent to our house, which is exactly what my husband saw when walking to see exactly where the loud noise was coming from in order to put in an official complaint to Environmental Department.

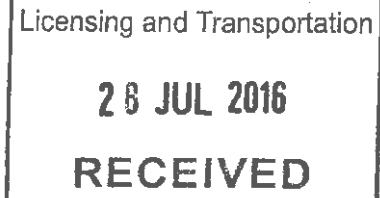
Yours faithfully

M. Hendry
(MRS MELANIE HENDRY)

Hendry



Darren Hendry
133 Mount Road
Benfleet
Essex,
SS7 1AD



July 16th 2016

Ref – The Bread & Cheese Pub.

Mrs Parker East, Mr Ward,

Further to our objection against the application made by the Bread and Cheese pub to have live amplified music in their grounds including the late extension and license to sell alcohol externally I would like to raise your awareness of the events on Saturday afternoon, evening and in to the early hours of Sunday morning. I understand a temporary license was granted to allow the pub to have live music as they had an event booked. This started around 4.00pm in the afternoon with what appeared to be a steel band playing Caribbean sounds, by early evening they had a DJ playing records amplified so loud that you could hear this in any room of our house even with the windows and doors closed. This too could be heard in the back garden which faces away from the pub. This continued and a neighbour who lives further away from the pub towards the woods who has a 4 year old daughter decided to attempt to speak to the pub licensee and ask them to walk to his boundary and hear the noise for themselves. Eventually someone did come out and said they "Would see what they could do". My wife who by this time had walked out to talk to the neighbour and hand him one of the council sheets to record the noise nuisance in writing then heard the DJ say to his audience "we're just waiting to see if we can carry on" "if we cant don't forget we have a soul night every third Friday of each month". This then continued to approximately 10.15, isn't the license strictly until 10.00pm ?. After this as expected the people at the private party continued their revelries in the garden area until past midnight, my wife finally getting to sleep after midnight and our daughter too who is nine years of age and on a Saturday in bed by 8.00 did not get to sleep until past 10.15.

The reason i'm flagging this is i do not believe we are isolated in our distress at the noise being made in what we believed to be a quiet, rural country area. I have no objection to the pub making money, running a successful business selling alcohol and food within the confines of the building. What i strongly object to is them running events and the other problems outside the noise pollution that come with it. There has been an increase in litter in Mount Road which includes glasses and bottles originating from the pub. the car park is wholly unsuitable to cater for the number of customers they are looking to attract which is overflowing on to the verge of the A13 and also the side roads particularly, Mount Road and Thundersley Park Road. Each event including the Soul Nights, which attract a far younger clientele, i have experienced cars pull on to my drive, 3 point turn and drive away. I have gone

outside to see if the pub has it doors closed to keep the noise to a minimum and been met with customers urinating up the picket fence of the house opposite.

The area is rural, with horse riders using the adjacent roads, the quiet Church grounds opposite and wildlife such as badgers (an endangered species) living quietly in and around the woods nearby. The idea of any business being granted the right to have live music and host events with the increased traffic, parking, noise, litter, attracting a clientele who alongside the pub owners have already shown a complete disregard to the local residents. I can't see why any other decision made would be to wholly oppose the proposal and reject this at it's earliest opportunity. Ahead of this i would be interested to hear your thoughts on the above.

Regards,


Darren Hendry

Austin-Hendry

133 Mount Road (11A)
Bettfleet
Essex
SS17 1AD
25/7/16



Dear Sir/Madam

Further to my letter of 21/7/16 regarding the 'application of licence' for the Bread and Cheese Public House. I enclose the latest complaint sheet that I have completed for Mrs J. Parker-East and feel that this should also be taken into consideration for their licence review.

Yours faithfully

M Hendry
MRS. M. AUSTIN-HENDRY.

NORRINGTON ✓

6

8 Thundersley Grove

Benfleet Essex SS7 3EB

Licensing & Transportation

25 JUL 2016

RECEIVED

The Licensing Officer

Castlepoint Borough Council

24th July 2016

By Hand

Dear Sir

Re Bread and Cheese PH - Application for a variation of Premises Licence

I understand that the Bread and Cheese wish to vary their Licence to have an open area selling liquor and to have live music / entertainment until 1am at weekends.

I object to this proposal on the following grounds:-

1. At the present time with entertainment allowed until midnight noise is heard and the base beat of the music is unacceptable in what is largely a residential area. It would be intolerable for this to go on to the early hours of the morning. Indeed there is a strong argument that the existing hours should be reduced to 11pm.
2. The open outside area will result in more noise from music and customers being heard locally.
3. At the present time car drivers visiting the pub often park in Thundersley Grove causing some congestion and noisy behaviour with shouting and slamming car doors when the pub closes. A later closing time will make this worse as most people will be woken up - if they are able to get to sleep in the first place.
4. I am not convinced that the current Licensee has any concern for the people who live in the locality, for example a questionnaire to local houses or calling a meeting to discuss their plans would have shown some community involvement or concern. It is unlikely that any future problems will thus be properly addressed.

Please acknowledge

Yours faithfully

Roger Norrington LL.B. Solicitor and Notary

Tel 01268 755071 e rnorrington@sackvilles.co.uk

87



Hall



⑦



Mr and Mrs T Hall
6 Thundersley Grove
Benfleet
Essex
SS73EB.

24th July 2016

Licensing Department
Castle Point Borough Council
Kiln Road
Benfleet
Essex
SS7 1TF

Dear Sirs

My husband and I are residents at 6 Thundersley Grove, Benfleet, SS7 3EB and have just become aware of an application for a licensing extension at The Bread & Cheese public house.

We have lived in our property for 29 years and have never really experienced any problems with the pub. However, over the past 18 months we have routinely suffered noise disruption from music nights at the pub. Associated with the noise generally at closing time there is a great deal of noise generated by people leaving, with shouting, banging of car doors, and occasionally fights outside our house.

We have not seen fit in the past to complain about this as it has only been occasional and do not wish to spoil the enjoyment of the pub users.

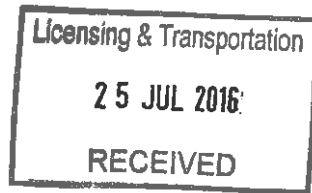
We do, however, strongly object to the application to extend the music hours, as it will make ours, and other residents lives around the pub unbearable during evening music sessions.

Yours faithfully

Susan C Hall

(ab)

Avery ✓ (8)



Mr & Mrs Avery
126 Mount Road
Benfleet
Essex
SS7 1AD

24th July 2016

Licensing Department
Castlepoint Borough Council
Kiln Road
Benfleet
Essex
SS7 1TF

Subject: Application for minor variation at Bread and Cheese Pub

Dear Sir/Madam,

I feel that the pub is situated in a residential greenbelt area with no other similar amenities near by. It is not in the centre of a town and backs onto greenbelt land and badger sets. We therefore object to the above application for the following reasons:

Extending opening hours on a Friday and Saturday from 11pm to 1am will mean all the neighbours to this pub will endure a further two hours of noise and drunken shouting into the early hours of Saturday and Sunday Morning. The pub has changed from a quiet family carvery and local pub into a loud music playing pub focusing on a young audience since it changed hands last year. This causes more overflow parking into Mount road regularly, more noise and for some reason more rubbish!

Extending the licence for drinking and entertainment in the garden area from 11am to 10pm every day of the week is likely to cause yet more noise. (particularly after seeing what music sounds like outside, as heard from 16.30 to 21.50pm on 23.07.2016. I had all windows and doors closed and still had to speak to the landlady as the noise was still intolerable. See separate filed noise complaint attached.) With this and a bar extension till 1am, this will become more of a nightclub than a pub as people will not move off from here to a club as they would if it closed at 11pm, meaning more people attending for longer leaving later, so more noise, shouting, parking problems and rubbish.

The pub garden backs onto our garden and I'm sure that as on 23.07.2016 they would be playing music during the warmer summer months in the garden, which is when the residents would like to be able to have our doors and windows open.

With longer hours and more clientele, parking would only worsen. Its already dangerous at the junction of Mount road pulling out onto Kiln road, due to cars parking both sides of Mount road right up to the junction, at times making it single lane and impossible for two cars to pass if one wants to pull out as another wants to turn in. As this is on the brow of a hill its even more hazardous. To make matters worse, the pub has erected a blackboard on the grass verge of Kiln road meaning you have to move further out into Kiln road to see past it for traffic coming from your right when pulling out.

The area surrounding the pub is predominantly residential with greenbelt. We would argue that the hours and events being proposed are better suited to a town centre or out of town area altogether, where there are fewer residents and security can be better policed.

Yours faithfully



Andrew Avery



Claire Avery

Killick ✓ ⑨

Mrs H Killick
11 Thundersley Grove
Benfleet
Essex
SS7 3EB



25 July 2016

Castle Point Borough Council
Council Offices
Kiln Road
Thundersley
Benfleet

Re VARIATION TO PREMISES LICENCE – BREAD AND CHEESE PUB

Last week I became aware that a notice posted in the street outside of the Bread & Cheese Pub advises an application has been made to the licensing authority to vary the use of the premises. I note that it states that the new requested opening times and regulated entertainment and supply of alcohol is 11.00hrs to 01.00hrs Friday and Saturday and in addition to extend the licensable are of the premises to include the garden Mon – Sun 11.00 to 22.00hrs.

Please take this letter as my objection to this variation to the premises licence being granted.

On 18th April 2016 I visited the council offices to complain of the noise from loud music coming from the Bread & Cheese public house. The lady that I spoke to said that there had been no other complaints received. I said I was surprised by this as we were not the closest property to the pub and yet the music was so loud that I was unable to get off to sleep at night when it appeared to be a live DJ playing. The lady asked my address and I told her we are at number 11 and there were several other properties closer which I would have expected to be more affected. I asked if there had been any complaints at all even within the last year and she confirmed there had been none. She told me that the licensee only requested an extension to the hours for live music events very occasionally and that although the licensee had applied extension until 1am for an event within the next few days that it was outside of the required timescale of notice required so would not be granted. She recommended that I visit the pub and talk with Kate Simmons (she wrote down her name on a slip of paper and handed it to me) as she said it may be that the licensee / owner is unaware that the noise could be affecting residents. She said that the new people are really lovely and that I will find Kate Simmons to be very nice and approachable. I went and visited the pub that same afternoon but unfortunately was told that Kate Simmons was not there and would not be in later. The bar person told me that they were not certain when she would be in next. I asked if I would be able to arrange to speak with the owner/licensee but was told that they do not work there and only own the pub so not possible to speak with them. I left and returned a few days later again asking to speak with Kate Simmons and again was told she was not there and nobody I could talk to regarding my concerns.

I am shocked to now find out from one of my neighbours that the information I was given by this council employee appears to be incorrect as a neighbour has told me that prior to my visit he complained to the council in writing regarding noise emanating from the pub and he still

special sound proofing windows installed however this was before the noise complaint events I have given details of above. I see little point of their installing sound proof windows if doors and windows are left open when music is playing from within. I can only presume that they open the doors and windows because it is to warm inside the pub (I do not know if they have had air conditioning fitted and if they do if they have it turned on. If they have it fitted and turned on then I do not see why they then leave windows and doors open thereby allowing the cool air to escape. I can only presume it may be turned off to save their energy costs rather than address any concern for the noise escaping resulting in disturbing residents.

In addition to the loud music nuisance we also have an additional problem with the pub car park not being of a sufficient size to accommodate the number of cars visiting and hence them now parking in Mount Road and Thundersley Grove and some of these causing an accident danger. The visitors to the pub that also park in our road are very noisy at night when returning to their cars at 11pm after leaving the pub at night with their talking loudly (probably due their listening to such loud music all night they are not aware that they are actually talking so loud) and they then slam their car doors shut. If the pub is allowed a licence to stay open until 1am then this noise nuisance will be extended through to 1am which I find unacceptable.

It is a shame that the owner/licensee has not considered the residents and when complaints were made that they did not reduce the volume of music played but instead have now applied for an extension of the licence. I am all for business's prospering but not at the expense of local residents suffering. We want to be able to live in our homes and not be subjected to loud noise from the pub. It would be nice if we could 1) sit outside in our own gardens during the day and not have to listen to music from the pub 2) be able to sleep at night and not be disturbed by loud music 3) have our windows open on warm days and not feel we have to keep them closed so as to lower the noise disturbance 4) not be subjected to loud voices from visitors to the pub returning to their cars at night and slamming car doors.

It is a shame that this cannot be a nice family pub that local residents would welcome rather than being used primarily by those that are driving from further away (Pitsea and Basildon residents I already know of) so as to attend what appears to now be becoming more of a club / DJ loud music venue.

The reasons above are why I object to the granting of this licence.

Yours faithfully

H Killick

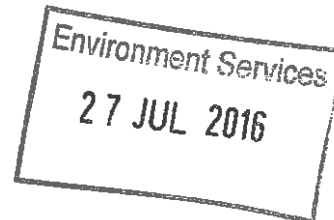
ave

Killick

Mrs H Killick
11 Thundersley Grove
Benfleet
Essex
SS7 3EB

26 July 2016

Environmental Health Officer
Castle Point Borough Council
Council Offices
Kiln Road
Thundersley
Benfleet



Re BREAD AND CHEESE PUBLIC HOUSE NOISE COMPLAINT

This letter is to register an official complaint regarding the noise coming from the above premises which is at an intolerable level.

On 18th April 2016 I visited the council offices to complain of the noise from loud music coming from the Bread & Cheese public house. The lady that I spoke to said that there had been no other complaints received. I said I was surprised by this as we were not the closest property to the pub and yet the music was so loud that I was unable to get off to sleep at night when it appeared to be a live DJ playing. The lady asked my address and I told her we are at number 11 and there were several other properties closer which I would have expected to be more affected. I asked if there had been any complaints at all even within the last year and she confirmed there had been none. She told me that the licensee only requested an extension to the hours for live music events very occasionally and that although the licensee had applied extension until 1am for an event within the next few days that it was outside of the required timescale of notice required so would not be granted. She recommended that I visit the pub and talk with Kate Simmons (she wrote down her name on a slip of paper and handed it to me) as she said it may be that the licensee / owner is unaware that the noise could be affecting residents. She said that the new people are really lovely and that I will find Kate Simmons to be very nice and approachable. I went and visited the pub that same afternoon but unfortunately was told that Kate Simmons was not there and would not be in later. The bar person told me that they were not certain when she would be in next. I asked if I would be able to arrange to speak with the owner/licensee but was told that they do not work there and only own the pub so not possible to speak with them. I left and returned a few days later again asking to speak with Kate Simmons and again was told she was not there and nobody I could talk to regarding my concerns.

I am shocked to now find out from one of my neighbours that the information I was given by this council employee appears to be incorrect as a neighbour has told me that prior to my visit he had in fact complained to the council in writing regarding noise emanating from the pub and he had received an acknowledgement of his letter from the council.

Loud music from the pub continued after my verbal complaint to the council and it appeared that with the nicer weather came even more visitors to the pub and a marked increase of cars parking in both Mount Road and Thundersley Grove due to the pub car park being full. There are cars parking not only up on the grass verges but also on the double yellow lines at night. This makes it very dangerous particularly when trying to turn into Thundersley Grove as the cars behind do not expect that you will have to stop as it is not possible to see the cars parked until you attempt to turn to enter the road. This area at the top of the hill has seen many

accidents previously as visibility is not great and now with the added problems of overspill of the pub cars now parking at the top end of this road it is causing an additional danger.

I give details below of 2 of the most recent noise nuisances coming from the Bread and Cheese public house.

On Friday 15th July the noise from the pub was excessive. We were sitting in our conservatory at the back of the house watching television and the loud thudding music interfered with our trying to watch a drama on television. In the evening before going to bed I noticed 2 cars parked over the grass verge outside our house. I went outside to check and I could see a vast increase of cars parked in our road and also on both sides of Mount running down as far as I could see which was to the length of the Bread & Cheese pub. The pub car park was full. When I went to bed at 11am from our bedroom at the front of the house the thudding noise continued and I could not sleep despite shutting all the windows to try and dull the noise. By 11.30pm the base noise had caused me a great deal of stress and a headache with my not being able to sleep and I had to get up. This noise was constant through to 1am when there was then the added noise from people returning to their cars from the pub talking very loudly and slamming shut their car doors. It appeared to be live music that and I could hear this night and there was a thudding base noise that was playing.

On Saturday 23rd July there was music playing (not the base complained of previously but very loud music) throughout the whole of the afternoon and through into the evening. At first I thought perhaps it was my neighbour playing music but they advised no it was coming from the pub which when checked it was. We had invited family over that afternoon for a nice peaceful afternoon get together in the garden but instead our peace was ruined from music coming from the pub. At 7pm our family left and with the loud music continuing I walked up to end of our road and could see that the front upstairs windows of the pub were open and the front door was also continually in the open position. With the music playing loudly I noticed groups of lots of people both sitting on chairs and standing in the car park talking loudly and spells of shouting. When music is played loudly it is not unusual that peoples voices are raised so as to be heard over the sound of the music so there was a lot of noise emanating from both the music inside the pub and the visitors congregating outside the pub. I noticed that the car park places appeared to all be taken up with cars and that Mount Road had again a continuous line of cars parked both sides down the road and that our own road Thundersley Grove was also full with no available spaces for residents own family visitors to park in the road.

My health is now suffering as on the days when they play this loud music I cannot relax in my own garden or sleep at night due to such loud music being played at the Bread & Cheese pub. Due to the noise we have to leave our windows closed so as to lessen the sound and then with the warm evening we find that it is extremely warm and uncomfortable but if we do not do this then the noise is even louder. I am sure that the owners are probably very pleased that the pub is such a success with all the new visitors that are attending. The pub have been aware that the noise is causing residents a problem but they do not appear to be taking any notice of the impact on us as they have not reduced the noise level. I have been told by a neighbour that they believe have had special sound proofing windows installed however this was before the noise complaint events I have given details of above so is clearly not working. I see little point of their installing sound proof windows if doors and windows are left open when music is playing from within. I can only presume that they open the doors and windows because it is to warm inside the pub (I do not know if they have had air conditioning fitted and if they do if they have it turned on. If they have it fitted and turned on then I do not see why they then leave windows and doors open thereby allowing the cool air to escape. I can only presume it may be turned off to save their energy costs rather than address any concern for the noise escaping resulting in disturbing residents.

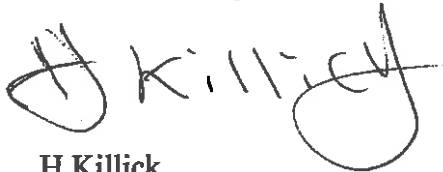
Killick

In addition to the loud music nuisance we also have an additional problem with the pub car park not being of a sufficient size to accommodate the number of cars visiting and hence them now parking in Mount Road and Thundersley Grove and some of these causing an accident danger. Loud drunken shouting arguments take place late at night in the pub car park causing disturbed sleep. The visitors to the pub that also park in our road are very noisy at night when returning to their cars at 11pm after leaving the pub at night with their talking loudly (probably due their listening to such loud music all night they are not aware that they are actually talking so loud) and they then slam their car doors shut. On the evenings when the pub has been given an extension to stay open until 1am the noise has been unbearable and I cannot sleep.

It is a shame that the owner/licensee has not considered the residents and when complaints were made that they did not reduce the volume of music played but instead it has increased. I am all for business's prospering but not at the expense of local residents suffering. We want to be able to live in our homes and not be subjected to loud noise from the pub. It would be nice if we could 1) sit outside in our own gardens during the day and not have to listened to music from the pub 2) be able to sleep at night and not be disturbed by loud music 3) have our windows open on warm days and not feel we have to keep them closed so as to lower the noise disturbance 4) not be subjected to loud voices from visitors to the pub returning to their cars at night and slamming car doors.

It is a shame that this cannot be a nice family pub that local residents would welcome for a drink and a quiet meal rather than being used primarily by those that are driving from further away (Pitsea and Basildon residents I already know of) so as to attend what appears to now be more of a club / DJ loud music entertainment venue.

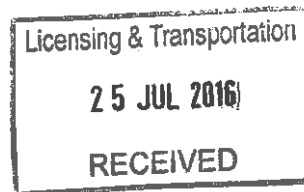
Yours faithfully

A handwritten signature in dark ink, appearing to read 'H Killick'. The signature is stylized with a large, looping 'H' and a long, sweeping underline that extends to the right.

H Killick

Cano-Lopez 3 (10)

Licensing Department
Castle Point borough Council
Kiln Road
Thundersley
Benfleet
ESSEX
SS7 1TF



Mr & Mrs Cano-Lopez
Mount Cottage
98 Mount Road
Benfleet
ESSEX
SS7 1AE

24/7/2016

Re: Licensing Application Change for **Bread & Cheese Public House, 520 London Road, Benfleet.**

We are writing to strongly object to the proposed changes to licensing hours and live/taped music at the above Public House.

Living in the same road as this Public House we very often hear the music coming from the pub during the summer months and also we have encountered problems trying to drive down our road to get to our house due to inconsiderate parking of the customers. Also, on a couple of occasions customers have been walking down the middle of the road drunk late at night and have not let my wife's vehicle pass without her made to feel uncomfortable. Between eleven to half eleven we have people walking past the house quite noisily and if an extension was given this would be at one thirty a.m (and they would probably be more drunk and rowdier). We are of the opinion when other pubs shut at eleven this would become a magnet for drunk people from these pubs.

If there is music played in the garden seven nights a week till eleven o'clock weekdays and one o'clock at the weekend this would be horrendous, not only for us personally, as we have a school age child who would be kept awake. I know that there are several children in the road even younger who will be disturbed. We believe this to be noise pollution and disturbance to our peace and quiet as even during the day we would be subjected to their music.

This is a very quiet residential road, we would even say semi- rural, and we personally chose to live here because of the peace and quiet.

We really hope that this extension to the public houses licence is not granted as this will affect our quality of life and I really don't know why it would be needed anyway as the pub always seems to be busy and the car park and restaurant are full several nights a week. We cannot stress how strongly we object to this unnecessary extension to a public house/restaurant in a highly populated residential area.

Yours sincerely

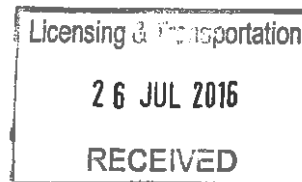


Paul & Joanna Cano-Lopez

Golding

✓ (11)

Mr P.D Golding
4 Thundersley Grove
Benfleet, Essex.
SS7 3EB
25/07/2016



Ref: Bread and Cheese Pub

Dear Sir, My correspondence is in relation to the above application for an extension to their hours of entertainment and use of their garden for entertainment and sale of alcohol. Being a local resident within earshot I am strongly against this application being granted as I'm sure many of the residents are that live near to these premises. I'm sure that already you will be aware of complaints of loud music during the day and night from these premises causing sleepless nights and concerns about drunk people causing disorder, remember it is not a nightclub. The Bread and Cheese is not in a town centre it's surrounded by many dwelling houses all of whom want to be able to enjoy their gardens and be able to sleep at night without being disrupted by noise. It is totally unacceptable for this application to be granted without taking these objections into consideration. I am also angry at the way that this application has come to notice not one of the local residents was personally notified in writing as I would expect them to be. It's just chance that a neighbour saw it on your website, that I can now object. I expect your minimal public notices re the application comply with the regulations but it falls very short of making sure residents know about it.

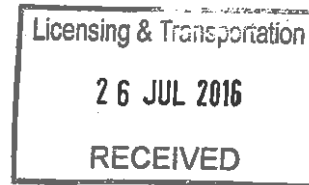
Mr P Golding

P Golding

Brown. ✓

(12)

3 Thundersley Grove
Benfleet,
Essex, SS7 3EB
07989089642



24/07/16

Re: Bread and Cheese Public House
Variation to Premises License and Licensable Activities

Dear Sir/Madam

My husband and I would like to strongly object to the above.

We are deeply concerned that the proposal, which would enable the playing of, recorded music beyond current agreed arrangements and include the sale of alcohol and playing of live and recorded music in the rear garden seven days a week, would further adversely affect the quality of the life of ourselves and our neighbours in Thundersley Grove and Mount Road.

We feel that this venue is completely unsuitable for the type of music events currently being held, and now possibly to be increased, which surely are more suited to a 'nightclub' type setting, rather than in a community public house. It is beyond belief that anybody would consider this formerly quiet and peaceful location suitable for the running of what is essentially a nightclub.

Currently, loud music is adversely affecting our quality of life and we are in communication with Janet Parker-East, Environmental Health Officer at Castle Point Council regarding this. We feel that to further extend licensing activities would make this situation even more dreadful. Not only is the intolerably loud music an annoyance, but also the noise as customers smoke in the car park throughout the evening and then when leaving the venue in the early hours, slam doors, argue, swear, sing, shout and wheel spin their way out of the car park. We feel as hard working and long-standing residents of this area (my husband for over 20 years) we are entitled to spend our weekends and evenings enjoying our peaceful surroundings. We should not, due to a lack of forethought on another persons part, have to close all our windows, regardless of the heat, sleep in our lounge on the floor in an attempt to deaden the noise or indeed leave our home to stay with relatives in order to get a decent nights sleep! All of which will only become more frequent in the event of the proposed licensing changes.

We have also been unable to ignore the recent activities of youths who park outside our house to sell drugs, a problem which had until recently been resolved. The continuation of this illegal activity appeared to coincide with the increase in customers at the Bread and Cheese Public House.

There is also the matter of the inadequate parking, which leads Bread and Cheese customers to park along Mount Road and along Thundersley Grove. This makes exiting or entering Thundersley Grove onto or from the A13 (a very busy

road indeed) somewhat perilous. This will only be worsened should more customers attend events due to licensing variations.

My husband and I have recently gained planning permission to extend our bungalow and this process was carefully considered by the Planning Department with due consideration given to how changes to our property would affect our neighbours and close community. This is only right and proper and we would expect that the same rigorous scrutiny be applied in matters of licensing arrangements.

Moreover, we are now in the unenviable position that regardless of the expense of gaining planning permission, should the current level of noise continue and licensing conditions change as proposed, we would be foolish to continue with our planned changes and plough money into our property. At best remaining in our home will become extremely unpleasant, at worst it will be very difficult, if not impossible, to sell at market value. After all, who in their right mind would buy a house and live opposite what is in effect a nightclub?

We truly feel that the proposed changes to the licensing would have a most negative effect on our quality of life and that of the people within this community. We trust you will consider the affect of noise, disturbance, parking issues, potentially illegal activities - such as drug dealing and traffic hazards when making your decision.

Yours faithfully



A J Brown (Mrs)

ANON

(13)



25/07/16

To Licensing Dept
Castle Point Borough Council,

Application: Re Variation to
Premises Licence
BREAD & CHEESE

In regard to the extended opening hours from
11.00hrs - 1.00hrs

we would like to register our objection.

Also we would like to object to the extension
of licensable area to include the garden for
the sale of alcohol & provision of regulated
entertainment MON - SUN 11.00hrs - 22.00hrs

on the grounds of excessive noise when
music etc is played outside/inside. Also

there is at present a problem with
customers of the pub collecting drugs
from vehicles which pull up in
Thundersley Grove, & this could possibly increase.
This has been reported several times to
Police with car registration numbers.

Residents of Thundersley Grove

We withhold our full details as do not
wish to incur any repercussions.

(105)

Pullam.

29, Thundersley Grove

Thundersley

Benfleet

Essex. SS7 3EB

29th July 2016

(14)

The Licensing Officer
Licensing Department
Castle Point Borough Council
Kiln Road
Thundersley
Benfleet
Essex. SS7 1TF



Dear Sir,

Concerning the Application by the Licensee of the Bread & Cheese Public House, London Road, Benfleet, Essex, SS7 1AA for a Variation to Premises License and Licensable Activities.

I object most strongly to this application to vary the license to accommodate changes to the current licence and to include licensable activities.

We are an elderly couple and enjoy a peaceful life in Thundersley Grove. However, that peace is broken on the evenings when the Bread and Cheese public house has the musical nights.

One of my concerns are that even living this far down Thundersley Grove we still experience the boom of the bass and drum beats. It just goes on and on.

Also, we have to put up with this road being used as an overflow car park for the pub. Clearly the car park around the Bread and Cheese is not adequate for the numbers of people that are parking their vehicles in this road. When the events close in the early hours of the morning there is much shouting outside, together with throwing drink cans and bottles about. Then when the car engines are started up there is revving and squealing of tyres when they move off.

In the past the Bread & Cheese public house has provided the residents in the area with a nice pub to enjoy a drink with friends. If you wish to there is a facility for a meal.

(107)

To try and lessen the booming sound so we can relax and get some sleep we have to shut all the windows, which on these summer evenings is not desirable.

I do hope that you will give careful consideration to not granting this application by the Licensee.

Yours faithfully,

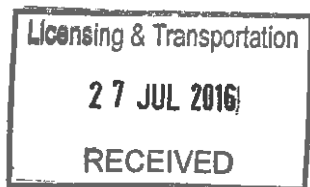
A Pullam

A handwritten signature in cursive script, appearing to read 'A Pullam', followed by a horizontal line.

(15)

Mr. Mrs. B. Blakemore
✓ 10, Thundersley Grove
Thundersley
Essex.
SS7 3EB.
26th July 2016.

BLAKEMORE



Re: Bread & Cheese Public House

Variation to Premises License and
Licensable Activities

We are objecting to
the granting of the variation to the premises
licence that the Bread & Cheese Pub have
applied for, our reasons for objecting are
the unbearable noise levels that we can
no longer put up with due to the loud
music they play. In the warm weather
with the windows open on Saturday
23rd July we could even hear the
D.J. talking in between the breaks from
the booming music.

The parking is also very
bad as the Bread & Cheese car park is full
every one then parks in Thundersley Grove.
a family member commented at the weekend
P.T.O

on the traffic in the road, and how in
25 years we have never had so much
noise and traffic. We can also see
a bad accident on the top of bread
and cheese Hill happening.

Yours Sincerely

Mrs. J. Blakemore
B.M. Blakemore

BLAKEMORE

Golding ✓ (16)



514 London Road
Benfleet Essex SS7 1AA

28 July 2016

The Licencing Officer
Castle Point Council

Dear Sir

We object strongly to the application for an extended licence to the Bread and Cheese P.H. which is adjacent to our property due to the increase in incidences since the new management.

Across the width of Mount Road, which borders our property, under the new management, there are tables and chairs set out for customers who abuse the privilege by using raucous, loud mouthed foul language continuously at a volume which is clearly audible to my family including two small children when in our garden and bedrooms. This particularly obnoxious behaviour is further made intolerable by the frequent urinating and vomiting into our boundary hedgerow with the deposited debris thrown from cars racing in and out using the Road as a secondary carpark and further meeting place.

We feel this contravenes not only public decency but also noise abatement levels which is encouraged by the introduction of loud music by the new management. We have lived here for 10 years now during which time we have not had any problem with the occasional late night celebration by the previous management. However, this application would mean continuous day and night ordeals for us and the surrounding area.

Yours faithfully

M J E Golding

Jennings S.I.
Bullock

(17)

Licensing Services
Castle Point Borough Council
Kiln Road
Thundersley
Benfleet
Essex
SS7 1TF

Dear Sirs,

BREAD & CHEESE PUBLIC HOUSE

We have noticed that there is an application by the above premises to amend their current Licence. Whilst we are not against any enterprise attempting to alter its business arrangements in order to increase profitability we do have some reservations with what is being proposed.

We are aware that currently they hold certain evenings where music is played with a view to bringing in more custom. Although, personally, the music itself does not cause us any problems, as we appear to be a sufficient distance away for it not to be heard too loudly, we do have an issue with parking and late night disturbance.

Increased business obviously means additional car parking problems and this is not met by the premises' current parking bays and thus street parking has to be utilised. This is perfectly in order, provided the parking is undertaken with consideration which, unfortunately, at times is not the case. This may not be under the direct control of the Public House itself, but in the end has to contend that it certainly is the cause of the problem. Numerous times we have had to negotiate badly parked cars when returning home, turning in off the A13 onto our own road.

A far worse problem, however, is the noise encountered when people leave at the end of the evening. A few alcoholic drinks are more than enough to make the late night "goodnights" between the revellers, and car doors closing, louder than really needed and are sufficient to make for a disturbed evenings sleep. This is especially annoying during any hot summer evenings when having to sleep with windows open.

Granting a licence until 01:00 hours is well beyond what we would call reasonable. Finishing at that time means the "goodnights" and car doors slamming will extend over a period of time from 23:00 hours to 01:30 hours. Surely a licence to 23:00 hours only would suffice for a Public House in such a built-up neighbourhood.

Yours,

J. Jennings

P. Jennings

Thundersley Grove residents

V Bullock,

(115)



K Simmons
Bread & Cheese PH
520 London Road
Benfleet
Essex. SS7 1AA

Rayleigh Police Station
High Road
Rayleigh, Essex.
SS6 7QB

Email: 6968@essex.pnn.police.uk

Dear Kate

Wednesday, 06 July 2016

VARIATION OF EXISTING PREMISES LICENCE APPLICATION

Thank you for your variation to your existing premises licence.

Essex Police have considered your application and request the following amendments to your conditions under Annex 2 of the Premises Licence.

Amend the existing door staff condition and replace it with:

Door Staff risk assessment The premises licence holder will risk assess the need for SIA door supervisors at the premises and/or employ such door supervisors at such time and in such numbers as deemed necessary by the risk assessment and/or at any other times the Police (Inspector or above) request.

Where door staff are utilised at the premises, the Licensee shall ensure that a proper record is kept to show full details of all door staff on duty.

Add the following condition to your premises licence:

Glassware Risk assessment The Licensee shall undertake (and from time to time review) an assessment of the risks to persons arising from the use of glass drinking vessels (not including drinks served in bottles) as potential weapons.
Where an assessment shows a significant risk, the licensee shall ensure that only non-glass drinking vessels are used.

Scoring Matrix The licensee shall formulate and comply with a policy document governing use of the venue for functions at the premises.

The policy document shall specify how the licensed area will be used and shall make provision for required documentation to be created in relation to any event to specifically include, but not be limited to:-

- A Scoring Matrix to assess risk.
- Measures implemented in response to the Scoring Matrix
- The circumstances in which there will be notification of the function to the Licensing Authority and Police.
- The content of such notification.
- The retention period of required documentation (subject to a minimum of 12 months).
- The provision of required documentation to the Police and Licensing Authority upon request.
- The management of functions predominantly for persons under 18 years of age.

This policy document shall be agreed in consultation with the Police within 31 calendar days (of the application), shall contain a version number and shall be signed by the Premises Licence Holder, a representative of the Police and of the Licensing Authority. The original of this document shall be lodged with the Licensing Authority and copies provided to parties.

Please can you confirm in writing that you are happy to include this wording of the conditions. Subject to confirmation, Essex Police will not be making any representation to your application.

Yours sincerely



Steven Greener
Licensing Officer,
Essex Police

cc: Licensing Authority

cc: Neighbourhood Policing Team, Essex Police

previous consultation and bodies representing ethnic minority groups and disabled people were also sought. Due consideration was given to the views of all those who responded to the consultation.

Links to other Bodies

- 1.14 In preparing this statement of licensing policy, the Council has had regard to and consulted those involved in its local strategies on crime prevention, planning, transport, culture, tourism and economic development, to ensure the proper co-ordination and integration of the aims and actions of these policies. Review and amendment of these strategies will be considered for their impact on this statement of licensing policy. See appendix "M" and "N".
- 1.15 Further, arrangements will be made for the Licensing Committee to receive reports, when appropriate, on the needs of the local tourist economy to ensure that these are reflected in their considerations. The Licensing Committee will also be appraised of the local employment situation and the need for new investment and employment, where appropriate.
- 1.16 To ensure proper integration with the Council's planning policies, the Licensing Committee will provide reports to the Planning Committee, where appropriate, on the situation regarding licensed premises in the area, including the general impact of alcohol related crime and disorder, to enable the planning committee to have regard to such matters when making its decisions.
- 1.17 The Council recognises its responsibilities under the Race Relations Act, 1976, as amended by the Race Relations (Amendment) Act, 2000. The Equality Act 2006, the Disability Discrimination Act 2005 and other related legislation. The impact of this policy on race relations, equality issues and disabled people will be monitored through the Council's equality and diversity policies and strategies and the Licensing Authority will take these responsibilities into account when dealing with applications.

Regulated Entertainment

- 1.18 Having regard to the Council's Cultural Strategy and the International Covenant on Economic, Social and Cultural Rights (ICESCR) ratified in 1976, a diverse provision of cultural activities is welcomed for the benefit of communities. The Council will monitor the licensing of regulated entertainment, especially with regard to live music and dancing, theatrical performances, circuses, etc. to ensure that such events are promoted without unreasonable restrictions being imposed, which would discourage such events. The Council will need to balance the natural concern to prevent disturbance in neighbourhoods with the wider cultural benefits, particularly the cultural benefits for children. Advice and guidance on this matter will be sought from the Council's Head of Partnership or other appointed officer.

Applications

- 1.19 When considering applications, the Council will have regard to:-
 - the Licensing Act 2003 and the licensing objectives,

- Government guidance issued under Section 182 of the Licensing Act 2003,
- any supporting regulations
- this statement of licensing policy

- 1.20 This does not however undermine the rights of any person to apply under the 2003 Act for a variety of permissions and have the application considered on its individual merits, nor does it override the right of any person to make representations on any application or seek a review of a licence or certificate where they are permitted to do so under the 2003 Act.
- 1.21 The Licensing Authority recognises that, in some circumstances, longer licensing hours for the sale of alcohol may help to avoid concentrations of customers leaving premises simultaneously and to reduce the potential for disorder. It also recognises that overly restrictive hours may inhibit the development of night-time economies that are important for investment, employment and tourism.
- 1.22 When determining applications before a Licensing Sub-Committee, the authority will seek to balance those factors against their duty to promote the four licensing objectives and the rights of residents to peace and quiet.
- 1.23 When the Council is considering any application, it will avoid duplication with other regulatory regimes, so far as possible, and does not intend to use the licensing regime to achieve outcomes that can be achieved by other legislation. In particular, its licensing functions will be discharged separately from its functions as the local planning authority.

However, applications for premises licences for permanent commercial premises should normally be from businesses with planning consent for the property concerned. (Other permissions may be applicable to licensed premises and applicants are expected to ensure that such permissions are obtained where necessary.)

- 1.24 When one part of the Council seeks a premises licence from the licensing authority, the licensing committee and its officers will consider the matter from an entirely neutral standpoint. If relevant representations are made, for example, by local residents or the police, they will be considered fairly by the committee. Those making representations genuinely aggrieved by a positive decision in favour of a local authority application by the licensing authority may appeal to the magistrates' court and thereby receive an independent review of any decision made.
- 1.25 In all cases, applicants and those making representation in respect of applications to the Council have a right of appeal to the Magistrates' Court against the decisions of the Council.
- 1.26 Appendix "P" provides applicants with the details of the application process, having regard to the Licensing Act 2003, the regulations, statutory guidance and local practice and procedures. It should be noted that incomplete applications will not be accepted but will be returned with an explanation of why it is incomplete.