



Licensing/Appeals Sub-Committee

Agenda

Part One

Council Chamber - Town Hall

Friday, 31 October 2014 at 10.00 am

Membership

Councillors

Cllrs Barrett, Mrs Henwood and Newberry

Committee Co-ordinator: Jean Sharp (01277 312655)

Information for Members of the Public

Access to Information and Meetings

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If you wish to record the proceedings of a meeting and have any special requirements or are intending to bring in large equipment then please contact the Communications Team before the meeting.

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There is wheelchair access to the Town Hall from the Main Entrance. There is an induction loop in the Council Chamber.

Evacuation Procedures

Evacuate the building using the nearest available exit and congregate at the assembly point in the North Front Car Park.

Part I

(During consideration of these items the meeting is likely to be open to the press and public)

- 1 **Appointment of Chair**
- 2 **Quasi-Judicial Function**

Members are respectfully reminded that, in determining the matters listed below, they are exercising a quasi-judicial function with the civil burden of proof, i.e. 'on the balance of probabilities'. The matter will be determined on the facts before the Sub-Committee and the rules of natural justice will apply.

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Jo-Anne Ireland
Acting Chief Executive

Town Hall
Brentwood, Essex
23.10.2014

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31 October 2014

Licensing and Appeals Committee

Licensing Sub-Committee Hearing in respect of an Application for a Premises Licence – Licensing Act 2003

BRAVE NELSON, 138 WOODMAN ROAD, WARLEY CM14 5AL

Report of: Ashley Culverwell – Head of Borough Health, Safety & Localism

Wards Affected: Warley

This report is: Public

1. Executive Summary

- 1.1 This report provides information of an application for a new premises licence in respect of **Brave Nelson, 138 Woodman Road, Warley, Brentwood CM14 5AL**
- 1.2 Members are requested to determine the application having regard to the operating schedule, the representations received, the Council's Statement of Licensing Policy and the four Licensing objectives.

2. Recommendation(s)

- 2.1 Each application must be considered on its individual merits and, therefore, no recommendations may be made. However, the available options are:
 - i) To grant the application in full on the terms and conditions contained in the operating schedule along with any applicable mandatory conditions;
 - ii) To grant the application, modified to such extent as considered appropriate in order to satisfy any relevant representations and to promote the licensing objectives; or
 - iii) To reject the application in whole or in part

3. Introduction and Background

- 3.1 An authorisation is required in respect of any premises where it is intended to conduct one or more of the four licensable activities, these being:

- Sale of alcohol
 - Supply of alcohol (in respect of a club)
 - Regulated Entertainment
 - Provision of Late Night Refreshment
- 3.2 An appropriate authorisation is either, a premises licence, a club premises certificate or a Temporary Event Notice.
- 3.3 Licence holders are required, when offering any licensable activity, to ensure that they promote the licensing objectives at all times. The operating schedule of the application contains details of the activities applied for and the control measures that the applicant will have in place in order to promote these objectives. Such measures will, where appropriate, be converted into enforceable conditions on any licence issued. Those pertaining to this particular application are reproduced in paragraph 5 of this report.
- 3.4 The four licensing objectives are;
- Prevention of crime and disorder
 - Prevention of public nuisance
 - Public safety
 - Protection of children from harm

No objective carries any more weight than any other.

- 3.5 Any representation must be able to demonstrate that on the balance of Probability the application in its current form will fail to adequately promote one or more of the licensing objectives. No other matters may be considered.

4. The Application

- 4.1 This application was received on 9 September 2014 from Mr Paul Duley in respect of Brave Nelson, 138 Woodman Road, Brentwood CM14 5AL. A copy of the application is attached at Appendix A.
- 4.2 The premises is a public house situated in the middle of a residential location. A site map of the location is attached at Appendix E.
- 4.3 This application is submitted following meetings between the licence holder, his agent, the licensing team and members of two responsible

authorities, namely the Council noise team and the Police. The application was sought to agree conditions that would allow a more efficient promotion of licensing objectives.

4.4 The application does not seek to vary the current premises licence or extend the hours of any licensable activity. It seeks a new premises licence, operating to its current hours, to include conditions that are appropriate and practical together with an operating schedule that promotes the licensing objectives within the community. The conditions on the current licence are ambiguous and difficult to enforce.

4.5 The hours for the sale of alcohol for consumption on and off the premises are for the following hours;

10:00hrs-23:00hrs on Sunday to Thursday and
10:00hrs-23:30hrs on Friday and Saturday

5. Reasons for Recommendation

If Members are minded to grant the application:

5.1 The applicant has stated that they have training programmes in place and that training records will be retained.

5.2 Based on the content of the operating schedule, the conditions attached to any licence issued (in addition to the mandatory conditions) will be:

- An incident log will be kept in which staff will record any crimes, incidents, refusals and any complaints received
- Staff will be trained on their roles and responsibilities, records of training given will be retained and made available to the licensing authority or the Police for inspection upon reasonable request.
- A comprehensive CCTV system is installed with full recording facilities covering both inside and outside parts of the premises
- Any music provided will be closely monitored and controlled by the in house management team so as to minimise noise nuisance to the neighbours
- Music will cease at 23:00hrs
- Smokers will be encouraged to use the garden smoking shelter in a quiet and noise friendly fashion
- Customers will not be permitted use of the garden for purposes of alcohol consumption after 22:00hrs

- Notices will be posted at entrance/exits requesting patrons to respect the neighbours and leave in a quiet & orderly fashion
- The premises will adopt a Challenge 25 policy
- Children will only be admitted while in the company of a supervising adult and will be required to vacate the premises by 22:00hrs daily (except for a pre-booked family party/event)

5.3 Additionally, the applicant has consented to operate with the following conditions proposed by the Essex Police Licensing Officer:

- The premises shall install and maintain a CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
- The CCTV system shall continually record whilst the premises is open to the public and during all times when customers remain on premises.
- All recordings shall be stored for a minimum of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer of a Responsible Authority.
- A staff member from the premises who is conversant with the operation of the CCTV system shall be available at all times when the premises are open to the public. This staff member must be able to show Police or authorised council officer recent data or footage with the absolute minimum of delay when requested.

The consultation and agreement by e-mail between the applicant and Essex Police Licensing Officer, Peter Jones, is attached to Appendix C.

6. Consultation

6. The regulations of the Licensing Act 2003 outline the requirements for the advertising of applications. These require the applicant to advertise the application:

- (b) For a period of no less than 28 consecutive days starting on the day after the day on which the application is given to the relevant licensing authority or display a notice ... prominently at or on the premises to which the application relates where it can be conveniently read from the exterior of the premises...

- (c) By publishing a notice in a local newspaper ... on at least one occasion during the period of ten working days starting on the day after the day on which the application was given to the relevant licensing authority.
- 6.2 Regulations also require that the applicant give a copy of the application to each responsible authority on the same day upon which it is given to the licensing authority.
- 6.3 There are no other statutory requirements for advertising of any application, however, the relevant Ward Councillors are notified and details of all applications received along with the time limit for receipt of representations is posted on the Council website.
- 6.4 Officers from the licensing authority have made checks on the display of notices on two occasions, these being 13 September and 7 October. On both occasions the blue advertising notice was correctly on display on the front of the building.
- 6.5 There has been one valid representation received from a Responsible Authority. Environmental Health & Licensing Technical Officer, Mrs Rakish Rose has submitted a representation relating to noise & public nuisance complaints received against the premises over an extended period of time supported by nine Service Request Reports which are attached at Appendix B.
- 6.6 The Police observations & agreed conditions are attached at Appendix C (see 5.3) together with the observations of with a third member from the Responsible Authorities, Senior Planning Officer, Mrs Yee Cheung, who processed a planning application relating to the proposed development of the car park at the premises this summer.
- 6.7 There have been six representations received from local residents who all live in close proximity to the premises. The representations from Mr and Mrs Caccavale, Ms Strudwick and Mr Kevin Ollig, Mr Neil Hutchinson and Mrs Haynes are attached at Appendix D.
- 6.8 The concerns relating to the licensing objectives are predominantly based on noise nuisance complaints relating to the extended use of the beer garden & the premises hosting live entertainment provided at weekends. These concerns have extended to the potential level of disorder & public safety issues to the public on the street in a built up residential location.
- 6.9 The Brave Nelson has been subject of several unsuccessful applications to redevelop the land for residential housing. The latest application, to

redevelop the car park, was refused planning permission this summer and was mentioned in the response by Senior Planning Officer, Mrs Yee Cheung, see Appendix C.

7. Statement of Licensing Policy

7.1 There are no specific issues arising from this application in relation to the Councils' Statement of Licensing Policy.

7.2 The following extracts from the Councils' Statement of Licensing Policy are brought to the general attention of Members:

(1.4) Nothing in this Statement of Policy should be regarded or interpreted as an indication that any requirement of law may be overridden; each application will be considered and treated on its own merits.

(7.1) When considering applications, the Licensing Authority will have regard to:-

- (a) The Licensing Act 2003, as amended and the licensing objectives.*
- (b) Government guidance issued under Section 182 of the Licensing Act 2003, as amended.*
- (c) Any supporting regulations.*
- (d) This Statement of Licensing Policy.*

(9.1) Licensing is about the appropriate control of licensed premises, qualifying clubs, temporary events and the people who manage them or hold personal licences within the terms of the 2003 Act. Where relevant representations are made, the Licensing Authority will seek to make objective judgments as to whether conditions may need to be attached to various authorisations in order to secure achievement of the licensing objectives. Any conditions arising from the operating schedule or as a result of representations will primarily focus on the direct impact of the activities taking place at licensed premises on those attending the premises and members of the public living, working or otherwise engaged in normal activity in the area concerned. These conditions will cover matters that are within the control of individual licensees and others with relevant responsibilities.

(9.2) The Licensing Authority acknowledges that the licensing function cannot be used for the general control of nuisance or the anti-social behaviour of individuals once they are beyond the direct control of the licensee of any premises concerned. However, other mechanisms may be utilised, where appropriate, to tackle unruly or unlawful behaviour

of consumers when beyond the control of the individual, club or business holding the licence, certificate or authorisation concerned. These include:

- (a) *Planning controls.*
- (b) *Positive measures to create a safe and clean town environment in partnership with local businesses, transport operators and other services within the Local Authority.*
- (c) *The provision of CCTV surveillance in town centres, ample taxi ranks, street cleaning and litter patrols.*
- (d) *Powers of Local Authorities to restrict consumption of intoxicating liquor in designated public places other than Premises licensed for 'on' sales.*
- (e) *Police enforcement of the general law concerning disorder and anti-social behaviour, including the issuing of fixed penalty notices.*
- (f) *The prosecution of any personal licence holder or member of staff at such premises who is selling alcohol to people who are drunk.*
- (g) *The confiscation of alcohol from children and adults in designated areas.*
- (h) *The power of the Police, other responsible authorities or a local resident or business to seek a review of the licence or certificate in question.*
- (i) *Action under the Violent Crime Reduction Act 2006.*

(11.1) There can be confusion about the difference between “need” and the “cumulative impact” of premises on the licensing objectives. “Need” concerns the commercial demand for another pub or restaurant or hotel. This is not a matter for a licensing authority in discharging its licensing functions or for its Statement of Licensing Policy.

(16.6) *The Licensing Authority considers the effective and responsible management of the premises, instruction, training and supervision of staff and the adoption of best practice to be amongst the most essential control measures for the achievement of all the licensing objectives. **For this reason, these elements should be specifically considered and addressed within an applicant’s operating schedule.***

8. Relevant Sections of the Secretary of State’s Guidance

8.1 The following extract of the section 182 guidance as published by the Secretary of State are brought to the attention of Members.

(9.41) *Licensing authorities are best placed to determine what actions are appropriate for the promotion of the licensing objectives in their areas. All licensing determinations should be considered on a case-by-case basis.*

They should take into account any representations or objections that have been received from responsible authorities or other persons, and representations made by the applicant or premises user as the case may be.

(9.42) The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.

(9.43) Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. Whilst this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.

9. Legal Considerations

- 9.1 Conditions may be attached to the grant of any licence, the hours or activities may be amended as appropriate, or in some cases the application may be refused. However, any action taken must be appropriate and relevant to promotion of the licensing objectives having considered the full details of the application and representations including testimony from any interested party present at the hearing.
- 9.2 The justification behind any decision to grant or refuse a licence application or the attachment of conditions, or variation of terms applied for must be recorded and given to the applicant and any person that has made representation.

9.3 There is a right of appeal to Magistrates Court by any person or party aggrieved by any decision made by the Sub-Committee.

Appendices to this report

- Appendix A - Application Form
- Appendix B - Responsible Authority Representations
- Appendix C - Police Agreed Conditions
- Appendix D - Interested Parties Representations
- Appendix E - Brave Nelson – OS Map

Report Author Contact Details:

Name: Dave Leonard, Licensing Officer
Telephone: 01277 312523
E-mail: dave.leonard@brentwood.gov.uk

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14/00051/PRM.

£190

MEMBERS OF THE ASSOCIATION OF VALUERS OF LICENSED PROPERTY

Appendix A) 626

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e-mail: khoddinott@james-motion.co.uk

BRENTWOOD B.C.
9 SEP 2014
Received

Our ref: BN/13014/KH

8th September 2014.

BRENTWOOD
BOROUGH COUNCIL

09 SEP 2014

ENVIRONMENTAL
HEALTH & LICENSING

Dear Sir/Madam.

Re: The "Brave Nelson"
138 Woodman Road. Warley. Brentwood. Essex CM14 5AL.
Application for Grant of a Premises Licence under the Licensing Act 2003.

We enclose herewith the following documents in relation to the application for the grant of a Premises Licence in respect of the above premises.

- 1) Notice of application.
- 2) Our cheque in the sum of £190=00 being the required fee.
- 3) Plan of the premises.
- 4) DPS form - Mr. Paul Duley
- 5) Certificate of service.

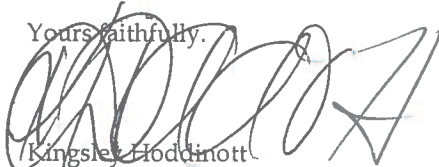
Copies of the above documents, with the exception of the cheque, have been sent to the other statutory bodies as noted on the attached Certificate of Service.

The application will be advertised in an appropriate local newspaper and also displayed upon the premises so that the general public are aware of the application.

May we ask you to acknowledge safe receipt of this letter and enclosures, and oblige.

Would you kindly forward any documentation and the granted Premises Licence to our office in due course, and oblige.

Yours faithfully.


Kingsley Hoddinott
James-Motion

- Application form
- Cheque
- Plans
- DPS form
- Certificate of Service

The Licensing Team.
Brentwood Borough Council.
Town Hall.
Ingrave Road.
Brentwood.
Essex
CM15 8AY.

Kingsley Hoddinott F.A.V.L.P.

**Application for a premises licence to be granted
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~~ Paul Duley

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Brave Nelson 138 Woodman Road. Warley. Brentwood Essex			
Post town	Brentwood.	Postcode	CM14 5AL

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£11,800

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals * | <input checked="" type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i. as a limited company | <input type="checkbox"/> | please complete section (B) |
| | ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| | iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |

- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a
 statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Duley			First names Paul		
I am 18 years old or over			X Please tick yes		
Current postal address if different from premises address		166 Knights Way Brentwood Essex			
Post town	Brentwood		Postcode	CM13 2ER	
Daytime contact telephone number			07779 794923		
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
0	8	1 0 2 0 1 4

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

One bar public house with garden and car park.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment | Please tick any that apply |
|---|----------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |

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

X

Supply of alcohol (if ticking yes, fill in box J)

X

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3)					
Mon								
Tue								
Wed						State any seasonal variations for the exhibition of films (please read guidance note 4)		
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)		
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			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
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			
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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
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)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4)		
Wed					
Thur			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) Christmas Eve (24/12) From 23.00 until 00.30 the next day Boxing Day (26/12) From 23.00 until 00.30 the next day New Years Eve (31/12) From 23.00 until 08.00 the next day.		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	X
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri			<u>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</u> (please read guidance note 5) Christmas Eve (24/12) From 23.00 until 00.30 the next day Boxing Day (26/12) From 23.00 until 00.30 the next day New Years Eve (31/12) From 23.00 until 08.00 the next day.		
Sat					
Sun					

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 type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)			
Wed						
Thur			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)			
Fri						
Sat						
Sun						

H

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

I

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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			Please give further details here (please read guidance note 3) To permit the sale of hot food and drinks after 23.00 on these days/occasions		
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) Christmas Eve (24/12) from 23.00 until 00.30 the next day Boxing Day (26/12) from 23.00 until 00.30 the next day New Years Eve (31/12) from 23.00 on New Years Eve until 05.00 on New Years Day (01/01)		
Thur					
Fri	23.00		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)		
		23.30			
Sat	23.00				
		23.30			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	X
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) Christmas Eve (24/12) from 23.00 until 00.30 the next day Boxing Day (26/12) from 23.00 until 00.30 the next day New Years Eve (31/12) from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day (01/01)		
Mon	10.00	23.00			
Tue	10.00	23.00			
Wed	10.00	23.00			
Thur	10.00	23.00			
Fri	10.00	23.30			
Sat	10.00	23.30			
Sun	10.00	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)		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor:

Name Paul Duley	
Address 166 Knights Way Brentwood Essex	
Postcode	CM13 2ER
Personal licence number (if known) 14/00028/PSL	
Issuing licensing authority (if known) Brentwood Borough Council	

K

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

NONE

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) Christmas Eve (24/12) from 23.00 until 00.30 the next day Boxing Day (26/12) from 23.00 until 00.30 the next day New Years Eve (31/12) from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day (01/01)
Day	Start	Finish	
Mon	10.00		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)
		23.30	
Tue	10.00		
		23.30	
Wed	10.00		
		23.30	
Thur	10.00		
		23.30	
Fri	10.00		
		00.00	
Sat	10.00		
		00.00	
Sun	10.00		
		23.30	

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

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

We do not permit drunkenness or the use/supply of drugs on the premises.
Staff are/will be trained in these matters so as to discourage would be perpetrators of such activities.
We will keep an incident log within which we will record any crimes, incidents, refusals and any complaints received.
We have a comprehensive CCTV system installed with full recording facilities covering both the inside and outside parts of the premises

b) The prevention of crime and disorder

We will actively encourage our clientele to interact with us over crime and disorder issues and report when and where appropriate any issues both within and surrounding these premises.
We will join the Neighbourhood Watch Scheme.
We have a comprehensive CCTV system installed with full recording facilities covering both the inside and outside parts of the premises.

c) Public safety

We have a premises risk assessment in place with fire fighting equipment serviced appropriately in accordance with our statutory obligations.
Staff are/will be trained in matters relating to Public Safety to include first aid and public health issues.
We have a comprehensive CCTV system installed with full recording facilities covering both the inside and outside parts of the premises.

d) The prevention of public nuisance

Any music provided will be closely monitored and controlled by the in house management team so as to minimise noise nuisance to our neighbours.
Music will cease at the same times as the sale of alcohol.
Smokers will be encouraged to use our garden smoking shelter in a quiet and noise friendly fashion.
Public use of the garden will cease at 22.00 daily .
Any off sales would be in sealed containers only.
We have a comprehensive CCTV system installed with full recording facilities covering both the inside and outside parts of the premises.
We wish to live in harmony with our neighbours and provide them with a friendly local establishment which we can all enjoy and be proud of.
Notices will be posted at the entrance/exists requesting patrons to respect our neighbours and leave in a quiet and orderly fashion.

e) The protection of children from harm

We will engage with the Challenge 25 Scheme.
 Children will only be admitted while in the company of a supervising adult and will be required to vacate the premises by 22.00 hours daily. The sole exception to this arrangement would be in the case of a pre-booked family party/event.
 We have a comprehensive CCTV system installed with full recording facilities covering both the inside and outside parts of the premises.

Checklist:

	Please tick to indicate agreement
• I have made or enclosed payment of the fee.	X
• I have enclosed the plan of the premises.	X
• I have sent copies of this application and the plan to responsible authorities and others where applicable.	X
• I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	X
• I understand that I must now advertise my application.	X
• I understand that if I do not comply with the above requirements my application will be rejected.	X

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

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 11).
 If signing on behalf of the applicant, please state in what capacity.

Signature	 Kingsley Hoddinott
Date	8th September 2014.
Capacity	Authorised Agents for the Applicant

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Mr. Kingsley Hoddinott of James-Motion. Suite 1. Essex House. Station Road. Upminster. Essex			
Post town	Upminster	Postcode	RM14 2SJ
Telephone number (if any)	01708 229955		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) khoddinott@james-motion.co.uk			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Consent of individual to being specified as premises supervisor

Paul Duley

.....
[full name of prospective premises supervisor]

of

166 Knights Way
Brentwood.
Essex
CM13 2ER.

Mobile: 07779 794923
Date of birth: 11/08/1968

.....
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

Application for a Premises Licence to be granted under the Licensing Act 2003.

.....
[type of application]

by

Paul Duley

.....
[name of applicant]

relating to a premises licence

.....
[number of existing licence, if any]

for

Brave Nelson PH.
138 Woodman Road.
Warley.
Brentwood.
Essex
CM14 5AL

.....
[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Paul Duley

[name of applicant]

concerning the supply of alcohol at

Brave Nelson PH.
138 Woodman Road.
Warley.
Brentwood.
Essex
CM14 5AL

[name and address of premises to which application relates]

I also confirm that I ~~am applying for, intend to apply for or currently hold~~ ^{currently hold} a personal licence, details of which I set out below.

Personal licence number

14/00028/PSL (issued 10/07/2014)

[insert personal licence number, if any]

Personal licence issuing authority

Brentwood Borough Council. Town Hall. Ingrave Road. Brentwood.
Essex CM15 8AY

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

Paul Duley

Date

17/6/

2014.

CERTIFICATE OF SERVICE BY POST

I, CHRISTINE MARCANTEL

of James-Motion of Suite 1. Essex House. Station Road. Upminster. Essex RM14 2SJ.

HEREBY CERTIFY that I served the following persons:-

The Licensing Team. Brentwood Borough Council. Town Hall. Ingrave Road.
Brentwood. Essex CM15 8AY.

FAO Peter Jones. Licensing Officer. Essex Police. Loughton Police Station.
158 High Road. Loughton. Essex IG10 4BE.

The Chief Fire Safety Officer. Essex County Fire and Rescue Service.
Basildon and Brentwood Service Delivery. c/o Fire Station. Broadmayne.
Basildon. Essex SS14 1EH.

The Planning Officer. Planning Department. Brentwood Borough Council. Town Hall.
Ingrave Road. Brentwood. Essex CM15 8AY.

District Environmental Health Officer. Health and Safety Team. Brentwood Borough Council.
Ingrave Road. Brentwood. Essex CM15 8AY.

Pollution Team. Brentwood Borough Council. Town Hall. Ingrave Road. Brentwood.
Essex CM15 8AY.

Information and Business Support Team. Essex Trading Standards. New Dukes Way Office.
2 Beaufort Road. Dukes Park Industrial Estate. Chelmsford. Essex CM2 6PS.

Head of Child Protection (Licensing Applications). Essex County Council. 70 Duke Street.
County Hall. Chelmsford. Essex CM1 1YS.

Public Health. Licensing Administration. North Essex Cluster. Essex County Council.
A1 Block. Market Road. Chelmsford. Essex CM1 1QH.

**With an application for the grant of a Premises Licence under the Licensing Act 2003
For premises – The “Brave Nelson”. 138 Woodman Road. Warley. Brentwood.
Essex CM14 5AL.**

By forwarding the said documents of which this is a true copy in a prepaid envelope posted by me
at Upminster Post Office at five p.m. on the 8th September 2014. to the addresses shown, being
addresses for the purpose of service of this document.

Signed 

JAMES-MOTION
Authorised Agents for the Applicant/s

James-Motion. Suite 1. Essex House. Station Road. Upminster. Essex RM14 2SJ
Telephone: 01708 229955 Fax: 01708 228866

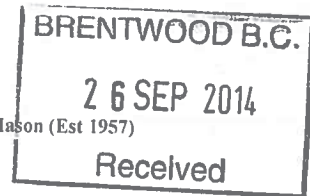
Member of the Association of Valuers of Licensed Property

JAMES-MOTION

Incorporating: A.T. James & Sons (EST 1866) Murrow & Searle (Est 1870) Motion & Mason (Est 1957)

LICENSED PROPERTY VALUERS & BROKERS

Suite 1. Essex House. Station Road. Upminster. Essex RM14 2SJ
Telephone: 01708 229955
e-mail: khoddinott@james-motion.co.uk



Our ref: BN/KH

24th September 2014.

Dear Sir/Madam.

Re: The Brave Nelson
138 Woodman Road. Warley. Brentwood CM14 5AL.
Application for a Premises Licence

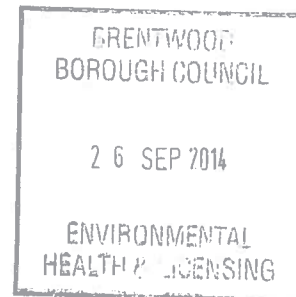
With reference to the above application please find enclosed herewith the following supporting documents:

- 1) Photocopy of front page of Brentwood Gazette of the 17th September 2014., together with a photocopy of the relevant page the advertisement appears on (page 54).
- 2) Confirmation of posting of notice for public display at the premises.

Yours faithfully.

A handwritten signature in black ink, appearing to read "Kingsley Hoddinott".

Kingsley Hoddinott
James-Motion



For the attention
The Licensing Section.
Brentwood Borough Council.
Town Hall.
Ingrave Road.
Brentwood.
Essex
CM15 8AY.

Kingsley Hoddinott F.A.V.L.P.

JAMES-MOTION

Incorporating: A.T. James & Sons (EST 1866) Murrow & Searle (Est 1870) Motion & Mason (Est 1957)

LICENSED PROPERTY VALUERS & BROKERS


Suite 1. Essex House. Station Road. Upminster. Essex RM14 2SJ
Telephone: 01708 229955
e-mail: khoddinott@james-motion.co.uk

The "Brave Nelson" 138 Woodman Road.
Warley. Brentwood. Essex CM14 5AL
Application for a new Premises Licence
under the Licensing Act 2003

I, Paul Duley
(name of person who displays the notice)

confirm that I placed on public display at the above premises a notice in respect of
an application for a new Premises Licence under the Licensing Act 2003.

on the 12-9-14
(date notice was displayed)

Signed 

Name Paul Duley

Date 12-9-14

BRENTWOOD Gazette

Britain's best weekly newspaper 2012 & 2013

Brentwood Aquatics Ltd
UNDER NEW OWNERSHIP
 BRENTWOOD AQUATICS & REPTILES
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 www.brentwoodaquatics.co.uk Facebook

Wednesday, September 17, 2014

local news all day every day brentwoodgazette.co.uk

Price 90p

Best Parties Ever WIN A THEMED PARTY FOR 10 AT BARLEYLANDS go! PAGE 6

Win family tickets to see Peppa Pig at Marsh Farm go! PAGE 3

Inside



Ex-officer is cleared of child abuse
Page 2



Ami wins Come Dine With Me
Page 3



Jodie Marsh stalker to be sentenced
Page 6

HISTORIC PUB CATCHES FIRE

Emergency crews try to save boozier under renovation



FLAMES: The fire at the Horse and Groom pub in Warley Photo: Mark Simpson

Joe Sturdy and Alan Woods
editorial@gazettenews.co.uk

THIS is the scene that horrified onlookers were confronted with as a historic pub undergoing renovation went up in flames.

All emergency services rushed to the Horse and Groom on Sunday lunch-

time, with 30 firefighters trying to save the pub at the junction of Warley Road and Mascalls Lane, Warley.

Crews took more than two hours to bring the blaze under control.

The cause was found to be accidental, but residents are now wondering if the gutted building will be a pub again.



IN THE DOCK: Dale Morris Rape trial starts for ex-school caretaker

THE trial of a former school caretaker accused of raping a woman began yesterday.

Dale Morris, who was a caretaker at a school in Brentwood and gave his address as Gloucester Road, Pilgrims Hatch, is standing trial at Basildon Crown Court.

He is accused of two counts of rape.

The first allegation relates to a time between February 4, 2006 and February 3, 2007, while the second to a period between February 4, 2009 and February 3, 2011.

Morris, who denies the charges, sat in the glass-walled dock as the jury, made up of five men and seven women, was sworn in as the Gazette went to press.

Ruined

Outside the court, Morris said the allegations had ruined his life.

His family also accompanied the 45-year-old to court.

Morris was arrested on April 30 last year, the day after a woman stepped forward with allegations of rape.

He had worked at the Seven Arches Road school for ten years and was suspended from working there after his arrest.

FULL STORY: PAGES 4&5 ONLINE: More pictures and a video brentwoodgazette.co.uk

PLEASE NOTE NO EXTERNAL EXHIBITORS WILL BE AT THIS EVENT

WEDDING OPEN DAY

SATURDAY 20TH SEPTEMBER 2014, 10.00AM - 4.00PM, FREE ENTRY

FOR MORE INFORMATION CALL: 01277 225252 OR VISIT: WWW.MARYGREENMANOR.CO.UK



Pets & Accessories



SWEETPEA & PEEWEE

Two neutered 8 year old cats that have been together since kittens. They live for one another, so they definitely have to be homed together. They are gentle loving cats that are up for rehoming through no fault of their own, and just need a quiet loving home with a lap to sit on and someone to make a fuss of them. They are frightened of young children and dogs due to some bad experiences but would be fine with older children. They are at the moment living in a shed which, although made comfortable is not the same as a home. The elderly couple looking after them are unable to take them in and the original owner has moved. Whoever can give them a home will be gaining two very special furry family members who will repay them with endless love and companionship.

Please call 01708 372911 cat rescue charity no: 1062420



I NEED A HOME

Hi, I am TJ, a pretty tabby & white female. I am a very independent lady and may take a while to settle into a new home as I have had a lot of changes in my life. Once I get to know you I love fussing, and play with you and be comfy. Please call

Brentwood, Basildon & Disney Cats Protection TEL: 01245 285778 www.biscats.org.uk

WANTED

PETS SITTER/CARER

Responsible Pets siter/ carer 3 days every 3 months, sleep in + clean/ feed the pets. Pets: 22 parrots, 2 ducks, 1 westic dog (outside aviary) Reward: £70/ day-night £70 ovno TEL: 01245 280706

WANTED

PETS SITTER/CARER

Responsible pets siter/carer 3 days, every 3 months per year Sleep in + clean/feed pets Reward: £70/ day-night Pets: Parrots, ducks, 1 westic dog £70 ono TEL: 01245 280706

WANTED

YOUNG COCKATIELS

And diamond doves. Tel: 01277 373814

WOODEN MESH A FRAME BUNNY RUN Lazy Bones Good Quality Woodwork Mesh A frame rabbit/ Guinea Pig etc run Hutch with doors 5 x 2 VEG BARRIER £35 ono Tel: 07723 045820 or 01277 555420

Photography

WANTED PHOTOGRAPHIC Equipment - Canon, Leica, Nikon, Canon, Pentax, Olympus etc. Anything considered Tel: 01268 772971

Sports Equipment

ADDAS GOLF Shoes Size 5 with red & grey stripe. Excellent condition. Worn 3 times £10 Tel: 01992 523402 or 07863 349027

GOLF CLUBS

GOLF CLUB Ping driver G2 graphite shaft, hardly been used. £45 ono Tel: 01245 495551

LADIES SKI JACKETS

LADIES TAP shoes Ladies tap shoes size 9 as new £20 Tel: 01245 441490

RACE STACKS

SKI SUIT. To fit child S6. Sulfuric snowremoval mat & matching brown salopettes. Worn 1 week only. Excellent condition. £20 Tel: 01621 863321 or 07887 842073

Sportswear

BASKETBALL BOOTS White and blue Jordans AND1 basketball boots size 6.5 excellent condition. £10.00 Tel: 01245 226497

WANTED

PETS SITTER/CARER

Responsible Pets siter/ carer 3 days every 3 months, sleep in + clean/ feed the pets. Pets: 22 parrots, 2 ducks, 1 westic dog (outside aviary) Reward: £70/ day-night £70 ovno TEL: 01245 280706

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WANTED

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And diamond doves. Tel: 01277 373814

WOODEN MESH A FRAME BUNNY RUN Lazy Bones Good Quality Woodwork Mesh A frame rabbit/ Guinea Pig etc run Hutch with doors 5 x 2 VEG BARRIER £35 ono Tel: 07723 045820 or 01277 555420

Toys & Games

ELC BOUNCY CASTLE 200cm square, still boxed with instructions. Used once £90 Tel: 07549 525003

ELC PROJECTOR

ELC PROJECTOR Desk insert the discs & project the images onto paper then trace around them, 42 pictures to create 1000s of 4-10 £10.00 Tel: 01277 356930

MY 1ST Leapfrog

MY 1ST Leapfrog preschool learning system. Incl. 5 books & backpack. carry storage case £25.00 Tel: 01277 356930

ROLLERBLADES

ROLLERBLADES inline Black/Silver Size 5 a low mid scratches, but nothing major £4 Tel: 01245 698092

SCALEXTRIC

SCALEXTRIC WANTED wanted scalextric slot cars /act all slot related items considered all other toys Tel: 01245 224787 or 07740 856191

SIMPSONS CHESS SET

SIMPSONS CHESS SET Simpsons chess set complete in metal simpsons tin, complete in excellent condition. £7 Tel: 01245 224787

SIX ACTION MEN ALL SIX ACTION

SIX ACTION MEN ALL SIX ACTION MEN DOLLS ARE CLOTHED + 7 PAIRS OF BOOTS AND 7 OTHER ITEMS OF CLOTHING. PICK UP ONLY. Tel: 07837 992828

SYLVANIAN FAMILIES

SYLVANIAN FAMILIES various items, all boxed as new, prices from £2 - £15 each Tel: 01245 283092

TRINIA PURSUIT

TRINIA PURSUIT board game, board, almost as new £10 ono Tel: 01376 344895

TWEENIES BELLA

TWEENIES BELLA, Milo, Fizz and Jake and Lizzies dog £8 Tel: 01245 441490

WOOLWORTHS SUPERSTORE

WOOLWORTHS SUPERSTORE Playset Brand new sealed with light storage marks on box. Requires Batteries. Toilet, cash register, goods to be sold £20 Tel: 01788 728150

TVs

30 INCH Goodmans LCD TV silver with stand and remote. VGA SCART and component inputs. No Freeview. Not HDMI. Brentwood area £45 ono Tel: 07995 865722

CAR RADIO

CAR RADIO JVC car radio and CD player model KD-G343, almost new - excellent condition £20.00 Tel: 01245 488718

DAVID BOWIE

DAVID BOWIE diamond dogs 1974 RCA records orange label £30 Tel: 01277 822478

Watches & Jewellery

LADIES WATCHES 1960s gold dress watch. Ladies designers. Perfect self-wind of lamps etc. £50 Tel: 01277 205030

Water Sports

BOAT HOOKS 2.5m long boat hooks. 2 Off Ash pole with galvan ball & hook just right for landing off a plastics motorboat. Each £6 Tel: 01277 223377

BOATING BITS

BOATING BITS Life ring, Oars, Rowlocks, Anchor & Chain, & other items. From £10.00 Tel: 01245 400026

HAND-HELD SHIP-TO-SHORE

HAND-HELD SHIP-TO-SHORE Radio Do not know if working or not. Looks new. Complete with Phone-Case & Instruction/ User Manual. £20.00 Tel: 01245 400026

LAUNCHING TROLLEY

LAUNCHING TROLLEY Galvanised. Approx. 3m long. Strong & Robust. New. Wash & Dry. Ideal Light weight Dinghies 8ft to 14ft. £120.00 Tel: 01245 400026

LIFEJACKETS, BOUYANCY Aids

LIFEJACKETS, BOUYANCY Aids Life-Ring, Mooring Buoy All well usable. Weight Dinghies 8ft to 14ft. £120.00 FROM only £5.00 Tel: 01245 400026

Wedding

BRIDESMAID/WEDDING DRESS by Wendy Chain. Very Pale Pink. Strapless. Floral Sequin design lower part. Size 8 to 10. £35.00 Tel: 01245 265367

BRIDESMAID'S DRESS

BRIDESMAID'S DRESS 2 piece burgundy. Straight lined skirt. Silver background. Burgundy embroidered bodice. Narrow strap size 10. £100.00 Tel: 01245 268300

Equestrian

JODHPUR BOOTS 2 pairs. Size 4, as new Blacksticks etc. Quick sale wanted, price £15 a pair. £15 Tel: 01277 365616

Horses & Ponies

FOR SALE 14.1 HAND GELDING Grey, 9 years old, lovely temperament, lives to hack alone or in company, a great jumper, university forces sale offers under £2,000 Tel: 01277 365616

OFFERS

HORSE GRAZING PADDOCKS TO RENT

Wadhurst rd, Frant TN3 2H5 4acre & 8 acre paddocks Newly fenced and gated Mains water supply with new troughs Wooded shelter area 4 acre £50 per week 8 acre £90 per week Close to Tunbridge Wells Frant 07970 275414

Shooting & Fishing

FISHING ROD, Reel & Tackle Also Landing & Carry Nets For Lake or River. Ideal if you have no gear. Each £100 Tel: 01245 400026

FREE TREES

FREE TREES plant in/as hedges or along a country path. All in 10L pots Myrabolan red and yellow, Hornbeam, Beech, Wild Pear, 6.4m high. Plant Nov-Dec Tel: 01277 223377

QUALITY CENTRE

QUALITY CENTRE Pin Reel OKUMA AVENTA VT 1000. As new & never used. Cost new circa £90. Health reason sale other tackle also available £45. Tel: 01245 286003 or 07908 870205

PUBLIC NOTICES Keep it simple, keep it local, sell your unwanted items, call: 0844 406 0261

Essex County Council

(Borough of Brentwood) (On Street Parking and Waiting Restrictions) (Amendment No. 21) Order 201*

Notice is hereby given that the Essex County Council proposes to make the above waiting restriction Order under Sections 1(1), 2(1) to (3), 3(2), 4(1), 4(2), 32(1), 35(1), 45, 46, 49, 53 and Parts III and IV of Schedule 9 of the Road Traffic Regulation Act 1984.

Effect of the order: To introduce 'No Waiting at Any Time' restrictions on the following length of Hanging Hill Lane, Hutton in the Borough of Brentwood: Road Description Hanging Hill Lane, Hutton BOTH SIDES: From a point approximately 21 metres south of its junction with Hutton Drive, south for a distance of approximately 82 metres.

The above revocation will be incorporated in to 'The Borough of Brentwood (On-Street Parking and Waiting Restrictions) Order No 131' by substituting Area Code Y41 Rev 6 to Rev 7.

Further Details: A copy of the draft Order, maps illustrating the proposals, the Order to be amended, a copy of this notice and a Statement of Reasons may be examined at Environment, Sustainability & Highways, County Hall, Brentwood Borough Council, Town Hall, Ingrave Road, Brentwood and at Brentwood Library, New Road, Brentwood. These documents are also available via the Essex Highways website: http://www.essexhighways.org/Transport-and-Roads/Highway-Schemes-and-Developments/Traffic-Regulation-Orders-proposals.aspx

Objections: Anyone who wishes to object to the proposed Order should send the grounds for their objection in writing to Development Management, Springfield Highways Depot, Colchester Road, Springfield, Chelmsford, CM2 5PU or e-mail to development.management@essexhighways.org quoting reference DM/272/23, by 9 October 2014.

(Hutton Road, Shenfield) (Temporary Waiting and Suspension of Waiting) Order 2014

Notice is hereby given that the Essex County Council intends, not less than seven days from the date of this notice, to make the above Order under Section 14(1) of the Road Traffic Regulation Act 1984.

Effect of the order: To temporarily suspend all existing waiting/parking restrictions and temporarily introduce 'No Waiting/No loading Mon-Fri, between the hours of 18:00 and 05:00' restrictions on the following length of Hutton Road, Shenfield in the Borough of Brentwood, BOTH SIDES from its junction with Priests Lane in a north easterly direction to its junction with Mount Avenue, a distance of approximately 620 metres

The Borough of Brentwood (On-Street Parking and Waiting Restrictions) Order No 131 is hereby temporarily amended as detailed above. All other restrictions and exemptions contained in the aforementioned Order and Amendments to that Order shall remain in force.

The restrictions are scheduled to commence on 29 September 2014 to 10 October 2014 or where appropriate signs are showing and weather permitting, and are required for the safety of the public and workforce while carriageway resurfacing works are undertaken.

Access for emergency service vehicles and pedestrians will be maintained at all times during the closure.

The Order will come into effect on 29 September 2014 and may continue in force for 18 months or until the works have been completed, whichever is the earlier. Liz Burr, Head of Network Management, County Hall, Chelmsford. Dated: 18 September 2014.

APPLICATION FOR A PREMISES LICENCE SECTION 17, LICENSING ACT 2003

Name of Applicant: Paul Duley. Postal address of premises: The Brave Nelson PH, 138 Woodman Road, Waverley, Brentwood, Essex. CM14 5AL. Statement of Relevant Licensable Activities which it is proposed will be carried on or from the premises: Late Night Refreshment: (L), Friday and Saturday: 23.00 to 23.30. Supply of Alcohol: (A), Sunday to Thursday inclusive: 10.00 to 23.30, Friday and Saturday: 10.00 to 23.30. Premises are open to the Public: (L), Sunday to Thursday inclusive: 10.00 to 23.30, Friday and Saturday: 10.00 to 23.30. Plus seasonal variations. The Licensing Register may be inspected at the Town Hall, Ingrave Road, Brentwood, Essex. CM15 8AY between 8.00am and 5.00pm Monday to Thursday and between 8.00am and 4.30pm Friday excluding public holidays. Details are also provided on Brentwood Borough Council's website at www.brentwood.gov.uk Any representations by a Responsible Authority or an Interested Party must be made in writing to the Licensing Authority at the above address by 7 October 2014. 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.

LICENSING ACT 2003 Notice of Application for New Premises Licence

TO ALL WHOM IT MAY CONCERN Take notice that Tasty PLC has made an application under section 17 of the Licensing Act 2003 for a new premises licence for a restaurant to be known as Wildwood Restaurant, 9-11 High Street, Brentwood, Essex. CM14 4RG. The application is to allow at the premises the provision of recorded music and the sale by retail of alcohol from 09.00 hours to 00.00 hours Monday to Sunday and late night refreshment from 23.00 to 00.00 Monday to Sunday on such conditions as set out in the application. The opening hours for the premises will be from 07.00 hours to 00.30 hours Monday to Sunday. This application has been viewed at Brentwood Borough Council. Details of the application can be viewed at Brentwood Borough Council, Town Hall, Ingrave Road, Brentwood, Essex. CM15 8AY Monday to Friday during normal hours of business or at www.brentwood.gov.uk at any time. Any interested party or responsible authority who wishes to make representations about this application should do so in writing to Brentwood Borough Council, Town Hall, Ingrave Road, Brentwood, Essex. CM15 8AY no later than 7 October 2014. It would be helpful if those making representations would also send a copy of the notice to Jeffrey Green Russell, Limited at Waverley House, 7-12 Noel Street London W1F 8QJ. It is an offence knowingly or recklessly to make a false statement in connection with an application which, upon conviction, carries a maximum fine of £5,000. Dated this 9 September 2014.

JULIE CLEMENT RYLEY (Deceased)

Pursuant to the Trustee Act 1925 any persons having a claim against or an interest in the Estate of the above mentioned deceased, late of 6 Robin Hood Road Brentwood Essex. CM15 9EN, who died on 29/09/2014, are required to send particulars thereof in writing to the undersigned Solicitors on or before 28/11/2014, after which date the Estate will be distributed having regard only to claims and interests of which they have had notice. WORTLEY BYERS LLP Cathedral Place Brentwood Essex CM14 4ES 7420114

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*Free to sell items under £100 when booked online. From £6.99 when placed by phone, post or in person. From £10.99 for items over £100.

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Mr D Leonard
Licensing Officer
Brentwood Borough Council
Ingrave Road
Brentwood
Essex
CM15 8AY

Date: 3rd October 2014
Our Reference: 14/001207/LITEN

Dear Mr Leonard,

Licensing Act 2004

Application for grant of a Premises Licence under the Licensing Act 2003

Brave Nelson, 138 Woodman Road, Brentwood, Essex.

I refer to the above application which was received on Wednesday 10th September 2014.

I wish to make a representation to the Licensing Authority in respect of this application, as in my opinion the application contains insufficient information to demonstrate that the licensing objective of prevention of public nuisance will be achieved.

The Brave Nelson is situated in Woodman Road surrounded by residential properties.

The hours of opening proposed are as follows:

Sunday to Thursday 10:00 to 23:30

Friday and Saturday 10:00 to 00:00

With additional hours on Christmas Eve, Boxing Day and New Years Eve.

The applicant proposes to have live music and recorded music until 23:00 every night and this is permissible under the Live Music Act 2012.

The applicant has proposed that the public use of the garden will cease at 22:00



The Environmental Health Department have had a number of complaints regarding noise disturbance caused by the music being played at the premises, from the customers in the garden area and from the children's playing area and the Bouncing Castle which they have on an occasional basis.

It is therefore my opinion that in the absence of suitable measures within the operating schedule of the Licencing Authority should consider the following matters of concern with regard to the objective of prevention of public nuisance:

1. The level of the music at the premises is not sufficiently controlled;
2. The use of the children's play area being open until 22:00 is considered to late.

I would therefore recommend that the following conditions be imposed:

1. A suitable noise limiter of a type and specification to the approval of the Licensing Authority shall be installed and operate throughout the performance of live or recorded music at the premises. The electricity supply to all amplification equipment shall at all times be controlled by the noise limiter, which shall be set at a level to be agreed with the Pollution Team.
2. Self closers to be fitted on all the doors that open to the front of the premises and into the garden and the doors shall not be fixed open whilst music is being played to avoid noise breakout from the premises.
3. The children's play area and the bouncing castle when provided, will not be used after 19:00.

Should you wish to discuss this with me, please do not hesitate to contact me.

Yours Sincerely,

Mrs Rakish Rose
Technical Officer
Environmental Health & Licensing
Telephone: 01277 312514
Email: rakish.rose@brentwood.gov.uk

Environmental Health Job Sheet

SR Reference

06/075556/NOICOM

JOB TYPE

Noise Commercial/Leisure

HOW RECEIVED

TELEPH

SUBJECT DETAILS

The Brave Nelson
Woodman Road
Warley
Brentwood
Essex
CM14 5AL

TAKEN BY

Date Received 21/07/06

Receiving Officer

PASSED TO

Date 21/07/06

Officer

Mr David Carter

Team

EHT1

SYNOPSIS OF ISSUE / COMPLAINT

Noise was esp.Bad last night. From beer garden at side - until 11.30PM. Licence says not to use garden after 10PM. People making noise. Also problems last saturday with noise etc. Not sure if a noise limiter has been installed. Please ring to discuss.

COMPLAINANT / ENQUIRER DETAILS

Wishes to Remain Anonymous?

Name

Woodman Road

Address

CONTACT INFORMATION

Tel No.

Mobile

Email

OFFICER NOTES / JOB ACTIONS

Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper

Enter Number of Sheets attached

***Visit Type**

***Actions**

***Visit Date**

Notes (*remember you will need to type this onto Uniform on your return to the office)

SERVICE REQUEST CLOSURE

Completed Job / No Further Action

Date:

Officer:

Closed By Admin

Date:

Admin
Initials:

Environmental Health Job Sheet

SR Reference	14/000262/NOIMUS
--------------	------------------

JOB TYPE
Noise Music/Party

HOW RECEIVED
COUNC

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY					
Date Received	25/02/14	Receiving Officer	BRHU		
PASSED TO					
Date	25/02/14	Officer	Mrs Rakish Rose	Team	EHT1

SYNOPSIS OF ISSUE / COMPLAINT
Noise at event held in the garden at Brave Nelson in the summer - seems to be starting up again -

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	[REDACTED]

CONTACT INFORMATION	
Tel No.	[REDACTED]
Mobile	[REDACTED]
Email	[REDACTED]

OFFICER NOTES / JOB ACTIONS	
Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper	Enter Number of Sheets attached <div style="border: 1px solid black; width: 40px; height: 20px; margin: 0 auto;"></div>

*Visit Type	*Actions	*Visit Date

Notes (*remember you will need to type this onto Uniform on your return to the office)

SERVICE REQUEST CLOSURE			
Completed Job / No Further Action	<input type="checkbox"/>	Date:	Officer:
Closed By Admin	<input type="checkbox"/>	Date:	Admin Initials:

Environmental Health Job Sheet

SR Reference	14/000780/NOIMUS
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JOB TYPE
Noise Music/Party

HOW RECEIVED
TELEPH

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY
Date Received: 30/05/14 Receiving Officer: DL

PASSED TO
Date: 30/05/14 Officer: Mrs Rakish Rose Team: EHT1

SYNOPSIS OF ISSUE / COMPLAINT
Noise and shouting from several patrons at the garden property of the Brave Nelson. Property of complainant partially overlooks garden. Young children at complainant property were awoken multiple time.

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	[REDACTED] South Drive Warley Essex CM14 5DJ

CONTACT INFORMATION	
Tel No.	
Mobile	
Email	

OFFICER NOTES / JOB ACTIONS	
<i>Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper</i>	Enter Number of Sheets attached <div style="border: 1px solid black; width: 50px; height: 20px; margin: 0 auto;"></div>

*Visit Type	*Actions	*Visit Date	

<p><i>Notes (*remember you will need to type this onto Uniform on your return to the office)</i></p>
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SERVICE REQUEST CLOSURE			
Completed Job / No Further Action	<input type="checkbox"/>	Date:	
Closed By Admin	<input type="checkbox"/>	Date:	

Environmental Health Job Sheet

SR Reference	14/001007/LIPRCO
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JOB TYPE
Licensing Premises Complaint

HOW RECEIVED
CUST

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY					
Date Received	03/07/14	Receiving Officer	SAMO		
PASSED TO					
Date	03/07/14	Officer	Mrs Rakish Rose	Team	EHT1

SYNOPSIS OF ISSUE / COMPLAINT
Sarah has been in contact with Rakish recently ref other probs related to the pub (noise) but wants to find out what restrictions (if any) apply to the pub having a bouncy castle set up last weekend (Sat _ Sun) which towered 4ft above her fence height. Please ask Rakish to contact her.

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	[REDACTED] South Drive Warley Essex CM14 5DJ

CONTACT INFORMATION	
Tel No.	[REDACTED]
Mobile	[REDACTED]
Email	[REDACTED]

OFFICER NOTES / JOB ACTIONS	
<i>Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper</i>	Enter Number of Sheets attached <div style="border: 1px solid black; width: 50px; height: 20px; margin: 5px auto;"></div>

*Visit Type	*Actions	*Visit Date

<p><i>Notes (*remember you will need to type this onto Uniform on your return to the office)</i></p>
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SERVICE REQUEST CLOSURE					
Completed Job / No Further Action	<input type="checkbox"/>	Date:		Officer:	
Closed By Admin	<input type="checkbox"/>	Date:		Admin Initials:	

Environmental Health Job Sheet

SR Reference	14/001028/NOIOTH
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JOB TYPE
Noise Other

HOW RECEIVED
CUST

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY					
Date Received	07/07/14	Receiving Officer	LACO		
PASSED TO					
Date	07/07/14	Officer	Mrs Rakish Rose	Team	EHT1

SYNOPSIS OF ISSUE / COMPLAINT
Noise pollution - during the day they have now erected a childrens playing area so the noise of children screaming and pub noise is all day and night, every day of the week. He would like to know the times that they are allowed to stay out and what licenses and insurances the pub has for them to have the play area. Please can he be contacted. Thank you.

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	

CONTACT INFORMATION	
Tel No.	
Mobile	[REDACTED]
Email	

OFFICER NOTES / JOB ACTIONS			
<i>Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper</i>			Enter Number of Sheets attached <div style="border: 1px solid black; width: 50px; height: 20px; margin: 0 auto;"></div>
*Visit Type	*Actions	*Visit Date	

Notes (*remember you will need to type this onto Uniform on your return to the office)

SERVICE REQUEST CLOSURE					
Completed Job / No Further Action	<input type="checkbox"/>	Date:		Officer:	
Closed By Admin	<input type="checkbox"/>	Date:	Page 55	Admin Initials:	

IN ANSWER TO A RESOLUTION PASSED BY THE HOUSE OF COMMONS, IN APRIL 1854, RELATIVE TO THE LANDS BELONGING TO THE CROWN, AND TO THE LANDS BELONGING TO THE SEVERAL STATES AND TERRITORIES OF THE UNITED STATES OF AMERICA.

BY

W. H. WATSON,

COMMISSIONER OF THE GENERAL LAND OFFICE.

LONDON:

W. H. WATSON,

PRINTED BY

W. H. WATSON,

PRINTED BY

W. H. WATSON,

PRINTED BY

W. H. WATSON,

PRINTED BY

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PRINTED BY

W. H. WATSON,

PRINTED BY

Environmental Health Job Sheet

SR Reference	14/001146/NOIOTH
--------------	------------------

JOB TYPE
Noise Other

HOW RECEIVED
EMAIL

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY					
Date Received	21/07/14	Receiving Officer	BRHU		
PASSED TO					
Date	21/07/14	Officer	Mrs Rakish Rose	Team	EHT1

SYNOPSIS OF ISSUE / COMPLAINT

The Nelson pub children's playground backs directly against our garden fence. There are about 20 children out there screaming , shouting and playing football since we came in from work today at 5 pm. It is now 8:20 and the noise is getting louder and louder. It is at a level similar to that of Peter Pan's playground and is echoing around the gardens, houses and streets nearby. It has become so intolerable that, yet again, we feel forced to go out for some brief respite. As a primary school teacher, I am usually fairly immune to background noise but this is too awful to tolerate and I cannot even sit in my garden - in this hot weather to enjoy a chat and a drink with my family. Often the noise goes on all night with the parents going inside to carry on drinking whilst the children are left screaming and shouting outside. Every day that is vaguely warm or sunny, we are subjected to the same scenario, The pub is promoting their business by making their garden attractive to children so as to encourage people to drink there....so much so, that parent come armed with leather footballs and cricket balls to keep their children occupied. If the pub was set in countryside and did not have neighbours in such close proximity, I could understand it but the situation as it is has become completely ridiculous. I would appreciate being able to discuss this with someone from your service via email or phone. 07855779549 Thank you.

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	South Drive Warley Essex CM14 5DJ

CONTACT INFORMATION	
Tel No.	[REDACTED]
Mobile	[REDACTED]
Email	[REDACTED]

OFFICER NOTES / JOB ACTIONS	
<i>Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper</i>	Enter Number of Sheets attached <div style="border: 1px solid black; width: 50px; height: 20px; margin: 0 auto;"></div>

*Visit Type	*Actions	*Visit Date

*Notes (*remember you will need to type this onto Uniform on your return to the office)*

The Board of Directors has reviewed the financial statements and the report of the auditors and has approved the financial statements for the year ended 31st March 2014.

Chairman

Director

Director

Director

Director

Director

Director

Director

Director

Director

Environmental Health Job Sheet

SR Reference	14/001326/NOIMUS
--------------	------------------

JOB TYPE
Noise Music/Party

HOW RECEIVED
EMAIL

SUBJECT DETAILS
The Brave Nelson Woodman Road Warley Brentwood Essex CM14 5AL

TAKEN BY					
Date Received	11/08/14	Receiving Officer	BRHU		
PASSED TO					
Date	11/08/14	Officer	Mrs Rakish Rose	Team	EHT1

SYNOPSIS OF ISSUE / COMPLAINT
: I'm a resident of Woodman Road and want to complain about the excessive event held at the Brave Nelson pub yesterday evening. I say excessive because it is a small venue, yet they organised a large scale event with loud music which played past 11pm and made no extra parking provisions. As a result cars are parked all over the pavements making it very difficult for cars to get through and have no doubt led to resident's cars being hit or scratched. By midnight there was at least 2 drunken brawls on the street, shouting, swearing, drunken people falling across car bonnets. I realise the pub landlord/ brewery are holding such events o attract people and make money to stay open but the pub is in a residential area with very limited parking. Despite all the residents initially working to keep the pub open, they will soon be demanding it to be closed! Please on behalf on Woodman Road residents talk to the new pub landlord and get him to appreciate the pub's location and stop trying to recreate Romford town Centre on Friday night in Warley! Many Thanks Lauren

COMPLAINANT / ENQUIRER DETAILS	
Wishes to Remain Anonymous?	<input type="checkbox"/>
Name	[REDACTED]
Address	[REDACTED]

CONTACT INFORMATION	
Tel No.	[REDACTED]
Mobile	[REDACTED]
Email	[REDACTED]

OFFICER NOTES / JOB ACTIONS			
Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper			Enter Number of Sheets attached <div style="border: 1px solid black; width: 40px; height: 20px; margin: 0 auto;"></div>
*Visit Type	*Actions	*Visit Date	

Notes (*remember you will need to type this onto Uniform on your return to the office)

Environmental Health Job Sheet

SR Reference

14/001322/NOIMUS

JOB TYPE

Noise Music/Party

HOW RECEIVED

EMAIL

SUBJECT DETAILS

The Brave Nelson
Woodman Road
Warley
Brentwood
Essex
CM14 5AL

TAKEN BY

Date Received

11/08/14

Receiving Officer

BRHU

PASSED TO

Date

11/08/14

Officer

Mrs Rakish Rose

Team

EHT1

SYNOPSIS OF ISSUE / COMPLAINT

I am reporting a terrible noise disturbance caused by an all day and night party at the Brave Nelson pub on Woodman Road in Warley. The excessive music started at 3pm this afternoon and is going strong now at 8pm and will doubtless continue until at least midnight. The noise makes it impossible to relax in my house at 119 Woodman Road. This follows loud music on Thursday night from 7-10pm. I have tried calling the local police but they're unhelpfully not picking up. Please do not grant the pub any more licenses to destroy our road.

COMPLAINANT / ENQUIRER DETAILS

Wishes to Remain Anonymous?

Name

[REDACTED]

Address

[REDACTED] Woodman Road
Warley
Essex
CM14 5AU

CONTACT INFORMATION

Tel No.

[REDACTED]

Mobile

[REDACTED]

Email

[REDACTED]

OFFICER NOTES / JOB ACTIONS

Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper

Enter Number of Sheets attached

***Visit Type**

***Actions**

***Visit Date**

Notes (**remember you will need to type this onto Uniform on your return to the office*)

SERVICE REQUEST CLOSURE

Completed Job / No Further Action

Date:

Officer:

Closed By Admin

Date:

Admin
Initials:

Faint, illegible text covering the majority of the page, likely bleed-through from the reverse side of the paper.

Environmental Health Job Sheet

SR Reference

14/001346/NOIMUS

JOB TYPE

Noise Music/Party

HOW RECEIVED

EMAIL

SUBJECT DETAILS

The Brave Nelson
Woodman Road
Warley
Brentwood
Essex
CM14 5AL

TAKEN BY

Date Received

13/08/14

Receiving Officer

BRHU

PASSED TO

Date

13/08/14

Officer

Mrs Rakish Rose

Team

EHT1

SYNOPSIS OF ISSUE / COMPLAINT

Brave Nelson Woodman Road Music playing till 12 at night was so loud making chest pulcate. People still coming out onto the road at 1.30 am. there was underage drinking. double parking all the way down the road therefore if emergency services were needed they wouldnt of been able to get through. please can someone call back regarding this complaint

COMPLAINANT / ENQUIRER DETAILS

Wishes to Remain Anonymous?

Name

[REDACTED]

Address

[REDACTED] Woodman Road
Warley
Essex
CM14 5AU

CONTACT INFORMATION

Tel No.

[REDACTED]

Mobile

Email

OFFICER NOTES / JOB ACTIONS

Additional Actions / Officer Notes relating to the service request should be recorded overleaf or on a separate sheet(s) of paper

Enter Number of Sheets attached

***Visit Type**

***Actions**

***Visit Date**

Notes (*remember you will need to type this onto Uniform on your return to the office)

SERVICE REQUEST CLOSURE

Completed Job / No Further Action

Date:

Officer:

Closed By Admin

Date:

Admin
Initials:

From: Peter Jones [Peter.Jones@essex.pnn.police.uk]
Sent: 01 October 2014 10:55
To: 'khoddinott@james-motion.co.uk'
Cc: licensing
Subject: Brave Nelson, Brentwood - Premises Licence Application [NOT PROTECTIVELY MARKED]

Good morning Lee,

Further to our telephone call I would like you to consider amending the CCTV condition on the application as follows.

The premises shall install and maintain a CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open to the public and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the lawful request of Police or authorised officer of a Responsible Authority. A staff member from the premises who is conversant with the operation of CCTV system shall be available at all times when the premises are open to the public. This staff member must be able to show Police or authorised officer of a Responsible Authority recent data of footage with the absolute minimum of delay when requested.

I look forward to hearing from you.

Kind regards,

Peter Jones ABII (7706)

Epping & Brentwood Licensing Officer
West LPA

Tel. 01279 625405 or 101 (Ext. 313604)

Peter.Jones@essex.pnn.police.uk

www.essex.police.uk

Loughton Police Station, 158 High Road, Loughton, IG10 4BE

To find out what is happening in your neighbourhood and all about your local neighbourhood policing team visit www.essex.police.uk/yourarea and enter your postcode.



Click [here](#) to report this email as spam.

dave leonard

From: Peter Jones [Peter.Jones@essex.pnn.police.uk]
Sent: 02 October 2014 08:46
To: 'Lee Hoddinott'
Cc: licensing
Subject: RE: Brave Nelson, Brentwood - Premises Licence Application [NOT PROTECTIVELY MARKED]

Thank you Lee,

I will advise Brentwood Borough Council accordingly.

Peter

From: Lee Hoddinott [mailto:khoddinott@james-motion.co.uk]
Sent: 01 October 2014 11:19
To: Peter Jones
Subject: RE: Brave Nelson, Brentwood - Premises Licence Application [NOT PROTECTIVELY MARKED]

Peter

We are very happy to agree to the terms/conditions quoted re CCTV.

Do you wish to convey this information direct to Brentwood Licensing and confirm that you do not now have any reps in this instance?

Regards

Lee Hoddinott

James-Motion. Suite 1. Essex House. Station Road. Upminster. Essex RM14 2SJ
Telephone: 01708 229955 Mobile: 07908 407126

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

From: Peter Jones [mailto:Peter.Jones@essex.pnn.police.uk]
Sent: 01 October 2014 10:55
To: 'khoddinott@james-motion.co.uk'
Cc: BBC Licensing ([licensing@brentwood.gov.uk])
Subject: Brave Nelson, Brentwood - Premises Licence Application [NOT PROTECTIVELY MARKED]

Good morning Lee,

Further to our telephone call I would like you to consider amending the CCTV condition on the application as follows.

The premises shall install and maintain a CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open to the public and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the lawful request of Police or authorised officer of a Responsible Authority. A staff member from the premises who is conversant with the operation of CCTV system shall be available at all times when the premises are open to the public. This staff member must be able to show Police or authorised officer of a Responsible Authority recent data of footage with the absolute minimum of delay when requested.

I look forward to hearing from you.

Kind regards,

Peter Jones ABII (7706)

Epping & Brentwood Licensing Officer
West LPA

☎ Tel. 01279 625405 or 101 (Ext. 313604)

✉ Peter.Jones@essex.pnn.police.uk

🌐 www.essex.police.uk

📍 Loughton Police Station, 158 High Road, Loughton, IG10 4BE

To find out what is happening in your neighbourhood and all about your local neighbourhood policing team visit www.essex.police.uk/yourarea and enter your postcode.



Click [here](#) to report this email as spam.



Licensing Department, Loughton Police Station
158 High Road, Loughton, IG10 4BE
Telephone: 01279 625 405

Website: www.essex.police.uk Email: Peter.Jones@essex.pnn.police.uk

Mr Gary O'Shea
Licensing Department
Brentwood Borough Council
Town Hall
Ingrave Road
Brentwood
Essex
CM15 8AY

6 October 2014

Dear Gary,

LICENSING ACT 2003 – GRANT OF PREMISES LICENCE SECTION 17
NEW PREMISE: Brave Nelson, 138 Woodman Road
DPS: Paul Duley
APPLICANT: Paul Duley via James-Motion

Further to the above application for the Grant of a Premises Licence received on 10 September 2014. I can now confirm that all my checks have been carried out and can confirm that subject to the CCTV condition agreed with the applicant in previous correspondence is added to the Premises Licence, Essex Police will not be making any representations or objections to this application in respect of the licensing objectives.

I trust the aforementioned will assist and look forward to receiving a copy of the Licence, if/when processed, in due course.

Yours sincerely,

Mr Peter Jones ABII
Epping & Brentwood Licensing Officer
West LPA

Cc. Mr K Hoddinott
James-Motion
Suite 1, Essex House
Station Road
Upminster
Essex
RM14 2SJ

dave leonard

From: Yee Cheung
Sent: 17 September 2014 11:33
To: dave leonard
Subject: APPLICATION FOR A NEW PREMISES LICENCE - BRAVE NELSON, 138 WOODMAN ROAD, BRENTWOOD CM14 5AL

Dear Mr Leonard

Your Reference No: 14/00028/PSL

Location: The Brave Nelson Public House, 138 Woodman Road, Warley, Essex

Proposal: Premises Licence

Having checked the planning history for the site (references: ES/BRE/253/55, BRW/346/82 and BRW/299/88), I advise that there are no planning conditions imposed relating to the hours of operation for this public house.

Given the location of the public house within a built up residential area, the main issues would be the general noise and disturbance that may arise from the public house itself, the beer garden and the children's play area.

Also, please refer to the recent planning application 14/00630/FUL for the construction of a pair of semi-detached dwellings; creation of a new vehicular access which was refused by the Council. Letters of representation were received highlighting the unacceptable level of noise and disturbance to the existing residential properties along Woodman Road and South Drive.

I hope this is of assistance to you. If you have further queries, please do not hesitate to contact me.

Kind Regards

Yee

From: dave leonard

Sent: 11 September 2014 15:01

To: David Carter; Caroline McCaffrey; Dean Baker; Yee Cheung; Rakish Rose; Gary OShea; Sally Haggerstone; Mark Stanbury; 'Garry Owles'; 'Peter Jones'; 'Audrey Chapman, Business Support Assistant'

Subject: APPLICATION FOR A NEW PREMISES LICENCE - BRAVE NELSON, 138 WOODMAN ROAD, BRENTWOOD CM14 5AL

Dear Colleagues,

The Licensing Office has received an application from Paul Duley for a new premises licence at;

BRAVE NELSON, 138 WOODMAN ROAD, BRENTWOOD CM14 5AL

The operating schedule seeks to carry out the following licensable activity;

**The supply of alcohol; Sunday-Thursday from 10:00hrs-23:00hrs
Friday & Saturday from 10:00hrs-23:30hrs**

The Provision of Late Night Refreshment; Friday & Saturday from 23:00hrs-23:30hrs

This 'new' premises licence application has been submitted in response to long standing public nuisance (noise) complaints in this built-up residential area and ongoing meetings with the noise pollution and licensing teams (both police & local authority). The application seeks to remove several impractical conditions on the current premises licence and replace them with proposed updated alternatives. In this

way the applicant will retain a current licence even if this application fails but will surrender it if successful. There are no extensions to hours or licensable activity but please note that;

The Live Music Act 2012 removes the Local Authority requirement for venues with an alcohol licence to purchase an additional licence for hosting a performance of live music for small venues.

It removes the Local Authority licensing requirements for:

- amplified live music between 8am and 11pm before audiences of no more than 200 people on premises authorised to sell alcohol for consumption on the premises;
- amplified live music between 8am and 11pm before audiences of no more than 200 people in workplaces not otherwise licensed under the 2003 Act (or licensed only for the provision of late night refreshment); and
- unamplified live music between 8am and 11pm in all venues.
- There will be no audience limit for performances of unamplified live music.

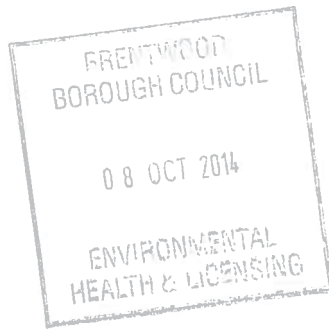
The consultation period for this application ends at midnight on **Wednesday, 8th October 2014.**

If you feel compelled to make a representation against this application, or if I can be of any further assistance, please do not hesitate to contact me in the Licensing Office at Brentwood Town Hall on **01277 312523**.

Kind regards,

Dave Leonard

Licensing Officer
Brentwood Borough Council
dave.leonard@brentwood.gov.uk
01277 312523



Appendix D

28 South Drive
Warley
Brentwood
CM14 5DJ

7th October 2014

Dear Sir,

I am writing in response to the re-licensing of The Brave Nelson Pub in Warley.

We live at the back of the Nelson and are adjoined by a fence to its garden. We have made numerous complaints to the Noise Pollution Department regarding the screaming and shouting of young children emanating from the Pub garden play area on any day/evening/night when the weather is good. Obviously, this interferes greatly with our quality of life as it makes being out in our garden very unpleasant and, on some occasions, completely intolerable.

Although I can understand that families with young children would want to meet up with friends for drinks – I believe that The Nelson, being closely surrounded on all sides by houses, is not suitably situated for the holding of noisy private functions (such as children's parties) outdoors, as the noise echoes around the neighbouring gardens, houses and streets – making it feel like one is in the middle of a fun fair. Friends and family who visit us are horrified that we have to put up with this situation.

This is not just a complaint about 'one-off' events: It applies to any day that is vaguely nice when you would want to be out in your own garden.

What we would like to be considered with regards to 'The prevention of Public Nuisance', would be that the new owner re-plant the trees, which were all cut down by the previous owner, surrounding the back and side fences of the garden area – in order to soften some of the noise. Furthermore, we would appreciate less emphasis being put on trying to attract families with very young children who are often left screaming outside while their parents are drinking further back in the garden or actually inside the pub. The pub garden is also used for football and the accompanying banging of the ball against the fence and the amount of balls that come over into our garden, makes it impossible to relax outside and it seems ridiculous that we have to endure this when there is a park at the top of the road.

I note that CCTV is cited as being a means of monitoring what goes on in the garden of the pub but this has certainly brought no relief to us and I doubt staff have the time or inclination to check it whilst they are busy serving.

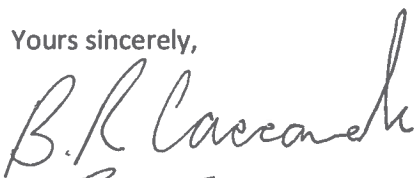

The Brave Nelson is meant to be a local pub for local people but as I am related both to some of the locals and people serving, I know for a fact that they feel 'ousted' by both the 'special events' and the young families whose children run around screaming inside as well as outside. All the regular users of the pub want is a place to 'unwind' and have a drink, chatting with friends.

We have lived at the rear of the pub for fifteen years and, up until the last owner decided to hack down all the surrounding trees and foliage and turn the pub garden into a children's playground to entice families as new customers, we have never ever had the slightest problem with the noise level, music, people leaving the premises.....Indeed, we enjoyed using the pub ourselves. This is the first time we have ever complained about anything to anyone but feel we have no other option in this case as we feel strongly that our privacy and life have been impinged upon.

I hope you will consider these points and put forward our concerns.

Thank you.

Yours sincerely,

Mr and Mrs Caccavale

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

In the second section, the author details the various methods used to collect and analyze the data. This includes both manual data entry and the use of specialized software tools. The goal is to ensure that the data is both accurate and easy to interpret.

The final part of the document provides a summary of the findings and offers recommendations for future work. It suggests that regular audits and updates to the data collection process are essential for maintaining the integrity of the information.

dave leonard

From: Karen Strudwick [karenstrudwick@btinternet.com]
Sent: 06 October 2014 22:15
To: dave leonard
Subject: Brave Nelson Public House, Woodman Road.

Hi Dave,

The noise that is generated from the Brave Nelson Public House is impacting on the quality of our life.

Situated in a residential area something must be done to restrict this level of disturbance affecting not only Woodman Road residence but South Drive as well.

We have lived at our address since 1987 and we can honestly say the noise we have experienced this summer has been the worst and then there are the events of 9th August!

It is not acceptable that ;

- Customers are allowed to use the garden well into the early hours of the morning disturbing the residence with noisy laughter and talking.
 - The garden should be closed at a more acceptable time, at the latest 10.30pm on a week day.
 - Music, either live bands or disco music is always played to loud- doors and windows are left open which makes the problem worst.
- Music that should finish at 11pm but invariably goes on longer.
- The doors from the pub to the garden are left open so the music can be heard in the garden.
 - Numerous Taxis turning up in the early hours to take customers home and all the noise that generates, car doors slamming.etc.

-Then you get the customers on foot who walk up the road laughing/joking/arguing/swearing without any consideration for the residence who are trying to sleep.

I am happy for Rakish Rose to speak on my behalf should I be unable to attend the meeting to be held by the Council on the subject of the Brave Nelson once a date agreed.

Yours faithfully,

From;
Karen Strudwick & Kevin Ollig,
129 Woodman Road,
Warley,
Brentwood,
Essex.
CM14 5AU.

Tel: 261810
Mobile: 07808729801

Click [here](#) to report this email as spam.

dave leonard

From: Hutchinson, Neil [Neil.Hutchinson@broadridge.com]
Sent: 24 September 2014 09:41
To: Gary OShea
Cc: dave leonard
Subject: RE: Extension to the licensing for The Brave Nelson public house situated on Woodman Road

Gary,

Thanks very much for taking the time to explain the changes. It is much appreciated.

Ok, so the only change is to allow hot food and drink to be served from 11pm to 11:30pm on Fri/Sat.

My seven points (repeated at the bottom of this mail for your convenience) still apply, as what will be created is a late night takeaway, licensed to sell alcohol, particularly, point 4 (littering), which occurs now with bottles and glasses from the pub. If people think it is acceptable to do this [throw bottles and glasses in residents' gardens], then they won't think twice about throwing containers and wrapping in residents' gardens.

Food served during these hours [11pm to 11:30pm] won't be consumed by people who are sitting down for a quiet dinner; this would occur much earlier. This will be alcohol fuelled binge eating, resulting in an increase in anti-social behaviour and criminal activities.

Not to sound rude or discourteous, but this isn't a quiet bistro/café where customers will be sipping a tisane while listening to poetry by Rimbaud at 11pm. There will be very little, if any take up of the hot beverages; it may be there as an option, but not one that will be enacted. What will be created will be a late night takeaway and diner, encouraging the type of behaviour, which already causes residents distress.

I'll leave it to your discretion as to how the parking issue, as it applies to public safety, is applied, as you are the expert. I can only say that there have been examples where customers of the Brave Nelson have blocked access to emergency vehicles and have caused erratic driving from other drivers, due to the way they have parked. I've seen the customers leave the Brave Nelson and get in their cars, so I know it is customers of the Brave Nelson.

Just so you are aware. The situation is now worse than it was with the previous landlord. With the previous landlord the situation was unacceptable, now it is intolerable.

1. It will cause excessive noise. The Brave Nelson is closely surrounded by residential properties. Any noise, particular noise which occurs outside the Brave Nelson impacts negatively on the quality of life of the local residents. Customers purchasing food will congregate outside the Brave Nelson and thus will increase the

noise levels and disturbance to local residents. In addition the extension to 23:30 at night (Fri/Sat) is too late and will mean noise will be occurring when many residents are trying to sleep.

2. Residents are already subject to anti-social behaviour, including, but not exclusive to, criminal damage and fighting in the street. This will worsen due to these licensing changes. The additional hours encouraging additional alcohol consumption.
3. The additional traffic, caused by the extended use/hours will be a risk to public safety. As many of the houses do not have off street parking the parking on the street creates a "chicane type" path, which encourages drivers to make high speed manoeuvres. This extension to the licensing will worsen this problem.
4. Currently, local residents are subject to littering, which has its origins in the Brave Nelson. The extension of hours and service of late night refreshments will increase the incidence of this anti-social and illegal behaviour, which has to be cleaned up by local residents at their own cost/time.
5. Public safety will be put at risk by these changes, as there is insufficient parking for the increased traffic caused by the extension of opening hours. We have already witnessed the effect of this on the 9th Aug, where emergency vehicles were unable to gain access to Woodman Road due to the illegal parking by customers of the Brave Nelson on Woodman Road. The management of the Brave Nelson made no attempt to control/manage this problem.
6. The increased presence of people who have drunk excessive amounts of alcohol on Woodman Road will increase the incidents of criminal damage, anti-social behaviour, and noise, particularly at hours when residents are attempting to sleep, and cause unnecessary distress to local residents.
7. There is insufficient parking for the extended hours. This will negatively impact local residents, as customers of the Brave Nelson will utilize street parking already at a premium, meaning local residents will be unable to park near their homes. This will negatively impact everyone, but is of particular concern for those less able, e.g. parents with children, elderly residents, etc.

Regards,

Neil Hutchinson
Business Development Manager
T: +44 (0)207 551 3223
E: Neil.Hutchinson@broadridge.com

Broadridge Securities Processing Solutions, Inc.

From: Gary OShea [<mailto:gary.oshea@brentwood.gov.uk>]
Sent: 23 September 2014 16:46
To: Hutchinson, Neil
Cc: dave leonard
Subject: RE: Extension to the licensing for The Brave Nelson public house situated on Woodman Road

Dear Mr Hutchinson

I can confirm that the new application with the exception of the late night refreshment element totally reflects the current licence which already contains permission to sell alcohol until 11.30 PM on Friday and Saturday (11PM on other days of the week) therefore there is no request to extend those hours.

I can fully relate to your concern over the noise etc around closing time, this being one of a number of complaints that have been received in recent Months. The application follows discussion between my office and the new manager and his representative where we voiced our concerns over the operation particular during late hours and outdoors. We made it clear that neither the licensing authority nor the Police (who were in attendance with us) would support any application for additional hours. Our interest lies with ensuring that the conditions are clear and manageable and that they are adhered to in the future.

There is (as previously stated) an application on Friday and Saturday evenings to include late night refreshment. It would be unlawful to provide any hot food or drink after 11pm without having this permission on the licence. I do not believe that there is any intention to provide meals at this time but the availability of tea and coffee would normally be encouraged as an alternative to alcohol if the premises are open until 11.30PM. Clearly I cannot account for how much take up there would be if any of hot non alcoholic beverages.

The point relating to the parking of vehicles is a valid point and has been the topic of many a discussion in licensing circles. The difficulty with the manner in which the law is drafted is that the four objectives are the only matters that may be considered and they are relevant only to the specific premises and people attending and in the immediate vicinity. It is not impossible that this could be stretched to include parked cars (as clearly they wouldn't be there if people weren't attending the pub) however, it would need to be shown that a particular car definitely belonged to a patron of the pub and that it was causing a clear public safety concern. The regulations to the Licensing Act do not permit the use of the Act to control matters that are dealt with under other legislation e.g. obstruction of the highway etc.

Now that the application has been submitted, the licensing authority, Police and other agencies have the opportunity to request conditions on any licence issued which may be agreed by the applicant voluntarily or imposed by a licensing committee. This is a discussion that will be taking place over the next week or so.

We retain concern over the number of complaints relating to the operation of the Brave Nelson and will be doing everything possible to curb the noise and disruption that has been reported. Whilst we were on the verge of taking formal action prior to the change of management, this has now been put back slightly as we need to give the new manager a chance to turn the position around. Please rest assured however, that any substantiated breach of licence terms and conditions will be addressed by the licensing authority as appropriate.

All of the points at the foot of your email are matters that we are looking to address with conditions save for the parking as above, which the law does not give us power to condition. Once these conditions are drafted and agreed (or proposed to licensing committee if not agreed) I shall be happy to ensure that you receive a copy.

Kind regards

Gary O'Shea

Principal Licensing Officer

gary.oshea@brentwood.gov.uk

01277 312503

From: Hutchinson, Neil [<mailto:Neil.Hutchinson@broadridge.com>]

Sent: 23 September 2014 09:30

To: Gary OShea

Cc: dave leonard

Subject: RE: Extension to the licensing for The Brave Nelson public house situated on Woodman Road

Gary,

Thanks for the quick response. I appreciate it.

I'm not sure I fully understand, especially with regards to ambiguities regarding the current licensing. My understanding is that the license is expanding from 11pm (current licensing) to 11:30pm for Fri and Sat. I don't understand how this can be of benefit residents. The Brave Nelson shows a complete contempt for local residents during their current opening hours, increasing those opening hours will only expand the time the Brave Nelson can behave in this manner. In practical terms the Brave Nelson shuts around midnight on Fri/Sat, if this moves half an hour later, then I can only predict that it would shut around 12:30. I'm in bed at this time, trying to sleep, and the excessive noise makes this very difficult. In addition, the later the Brave Nelson is open the more alcohol is consumed, and thus the increase in prevalence of varying sorts of illegal and anti-social behaviour.

With regards to the parking, my point is that lack of parking at the Brave Nelson causes customers to park unsafely, which will increase if the opening hours are increased. This means emergency vehicles can't gain access to properties on Woodman Road, and causes drivers to driver erratically, as they weave in and out of vehicles. I'm not an expert, but I thought that one of the main objectives on the licensing act 2003 was public safety, which this would come under.

My address is:

139 Woodman Road

Warley

Brentwood

There are many current issues with how the Brave Nelson operates. These include, but are not exclusive to:

1. Leaving the front and/or back door open creating excessive noise.
2. Live music and music from speakers at an excessive volume that impacts negatively on local residents' quality of life.
3. Drinking and smoking out the front of the Brave Nelson.
4. Anti-social behaviour after leaving the Brave Nelson, littering, fighting, etc.
5. Un-safe parking by customers.
6. People drinking and smoking in the garden late at night.

Best Regards,

Neil Hutchinson
Business Development Manager
T: +44 (0)207 551 3223
E: Neil.Hutchinson@broadridge.com

Broadridge Securities Processing Solutions, Inc.

From: Gary OShea [<mailto:gary.oshea@brentwood.gov.uk>]
Sent: 22 September 2014 14:30
To: Hutchinson, Neil
Cc: dave leonard
Subject: FW: Extension to the licensing for The Brave Nelson public house situated on Woodman Road

Dear Mr Hutchinson

I confirm receipt of your representation (below) in respect of the application for the Brave Nelson Public House.

In the first instance I would advise that applications are processed under provision of Licensing Act 2003, which is prescriptive as to how applications must be processed. This requires the Council to hold a hearing to determine any application where there is a valid representation. Hearings must be conducted in full accordance with the convention on Human Rights which means that no such representation may be anonymous. In this regard, whilst you have provided your name, please would you also provide your address.

Whilst this is a new application, it is something that the Council have pushed the new Management of the premises to submit as we are aware of the issues both past and present and were at the stage of perusing formal action prior to the take over of the premises by the current licence holder. The main problem for us as a licensing authority is that the conditions on the current licence are ambiguous and to some extent very difficult to enforce. We have pushed therefore for a variation (a new application would have the same effect) to tidy up the conditions and provide opportunity for the Council to suggest and implement further conditions that will be achievable, enforceable and therefore creating some respite for residents from the problems that are the subject of the complaints we have been receiving.

With the exception of traffic and parking (which whilst important issues for residents cannot lawfully be considered by a licensing committee) all of your concerns are concerns that my team are trying to address by seeking application to improve the licence conditions. The hours of operation are not being altered, with opening hours and permitted hours for alcohol sales remaining the same as under the current licence.

It is my understanding that the provision of late night refreshment has been added until 11.30PM. Whilst this would permit meals etc to be served it is a requirement of law that any sale of hot food or hot drink between the hours of 11pm and 5am are licensed. This would therefore include the sale of tea and coffee or tasted sandwiches. This sort of activity is often seen as assisting the gradual dispersal of licensed premises.

I have provided this information in order to reassure you that there are no additional permissions sought (other than stated) and whilst the licensing team cannot and will not make recommendation to any sub committee that may be determined to consider this application I do see it as an essential first step in controlling activity on the basis that the conditions will be clear and enforceable allowing my team to take action in respect of any breach. Such action could include a review of the licence, which can result in revocation and/or prosecution in serious cases.

If this application is granted then the existing licence will be surrendered. If refused they will continue to operate under the existing licence.

Please do not read into the above that I am seeking withdrawal of your representation as that is most definitely not the case. However, you have asked for refusal of the application at the foot of your representation and I therefore felt it important to explain why my team has encouraged it to be submitted. It is important that the views of residents are considered and you will have opportunity should you wish to address the Committee at a future hearing. I am happy to discuss this matter at any time and in particular the type of conditions that will be sought.

Kind Regards

Gary O'Shea

Principal Licensing Officer

gary.oshea@brentwood.gov.uk

01277 312503

From: Hutchinson, Neil [<mailto:Neil.Hutchinson@broadridge.com>]

Sent: 22 September 2014 11:41

To: licensing; dave leonard; gary.o'shea@brentwood.gov.uk

Subject: Extension to the licensing for The Brave Nelson public house situated on Woodman Road

Dear Sir/Madam,

This email is in reference to the application for an extension to the licensing for The Brave Nelson public house, located at 138 Woodman Road, Warley, CM14 5AL.

The Brave Nelson is situated in close proximity to residential properties and is wholly unsuitable as a venue for extended licensing hours and the serving of late night refreshment.

The reasons why the Brave Nelson is unsuitable as a venue for the extended licensing hours and the serving of late night refreshment are as follows:

1. It will cause excessive noise. The Brave Nelson is closely surrounded by residential properties. Any noise, particular noise which occurs outside the Brave Nelson impacts negatively on the quality of life of the local residents. Customers purchasing food will congregate outside the Brave Nelson and thus will increase the noise levels and disturbance to local residents. In addition the extension to 23:30 at night (Fri/Sat) is too late and will mean noise will be occurring when many residents are trying to sleep.
2. Residents are already subject to anti-social behaviour, including, but not exclusive to, criminal damage and fighting in the street. This will worsen due to these licensing changes. The additional hours encouraging additional alcohol consumption.
3. The additional traffic, caused by the extended use/hours will be a risk to public safety. As many of the houses do not have off street parking the parking on the street creates a "chicane type" path, which encourages drivers to make high speed manoeuvres. This extension to the licensing will worsen this problem.
4. Currently, local residents are subject to littering, which has its origins in the Brave Nelson. The extension of hours and service of late night refreshments will increase the incidence of this anti-social and illegal behaviour, which has to be cleaned up by local residents at their own cost/time.
5. Public safety will be put at risk by these changes, as there is insufficient parking for the increased traffic caused by the extension of opening hours. We have already witnessed the effect of this on the 9th Aug, where emergency vehicles were unable to gain access to Woodman Road due to the illegal

parking by customers of the Brave Nelson on Woodman Road. The management of the Brave Nelson made no attempt to control/manage this problem.

6. The increased presence of people who have drunk excessive amounts of alcohol on Woodman Road will increase the incidents of criminal damage, anti-social behaviour, and noise, particularly at hours when residents are attempting to sleep, and cause unnecessary distress to local residents.
7. There is insufficient parking for the extended hours. This will negatively impact local residents, as customers of the Brave Nelson will utilize street parking already at a premium, meaning local residents will be unable to park near their homes. This will negatively impact everyone, but is of particular concern for those less able, e.g. parents with children, elderly residents, etc.

The Brave Nelson has made no attempt to control current anti-social behaviour or the excessive noise, as such, any increase to their current license will only increase these behaviours, which will negatively impact on the quality of life for local residents and cause unnecessary distress.

The Brave Nelson made an application for an extension to the licensing hours in Aug 2005, which was refused, due to the negative impact it would have on the residents of Woodman Road. I politely request that a similar judgement is made, and that further requests are considered repetitious and vexatious.

Yours faithfully,

Neil Hutchinson
Business Development Manager
T: +44 (0)207 551 3223
E: Neil.Hutchinson@broadridge.com

Broadridge Securities Processing Solutions, Inc.

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Monday, 22 September 2014

Mr Neil Hutchinson
139 Woodman Road
Warley
Brentwood
CM14 5AJ
+44 (0)7825 426695

Licensing Authority
Brentwood Borough Council
Town Hall
Ingrave Road
Brentwood
Essex
CM15 8AY

Dear Sir/Madam,

This letter is in reference to the application for an extension to the licensing for The Brave Nelson public house, located at 138 Woodman Road, Warley, CM14 5AL.

The Brave Nelson is situated in close proximity to residential properties and is wholly unsuitable as a venue for extended licensing hours and the serving of late night refreshment.

The reasons why the Brave Nelson is unsuitable as a venue for the extended licensing hours and the serving of late night refreshment are as follows:

- It will cause excessive noise. The Brave Nelson is closely surrounded by residential properties. Any noise, particular noise which occurs outside the Brave Nelson impacts negatively on the quality of life of the local residents. Customers purchasing food will congregate outside the Brave Nelson and thus will increase the noise levels and disturbance of local residents. In addition the extension to 23:30 at night is too late and will mean noise will be occurring when many residents are trying to sleep.
- Residents are already subject to anti-social behaviour, including, but not exclusive to, criminal damage and fighting in the street. This will worsen due to these licensing changes. The additional hours encouraging additional alcohol consumption.
- The additional traffic, caused by the extended use/hours will be a risk to public safety. As many of the houses do not have off street parking the parking on the street creates a "chicane type" path, which encourages drivers to make high speed manoeuvres. This extension to the licensing will worsen this problem.
- Currently, local residents are subject to littering, which has its origins in the Brave Nelson. The extension of hours and service of late night refreshments will increase the incidence of this anti-social and illegal behaviour, which has to be cleaned up by local residents at their own cost/time.
- Public safety will be put at risk by these changes, as there is insufficient parking for the increased traffic. We have already witnessed the effect of this on the 9th Aug, where emergency vehicles were unable to gain access to Woodman Road due to the illegal parking by customers of the Brave Nelson on Woodman Road. The management of the Brave Nelson made no attempt to control/manage this problem.

1. 2. 3. 4. 5. 6. 7. 8. 9. 10.

11. 12. 13. 14. 15. 16. 17. 18. 19. 20.

21. 22. 23. 24. 25. 26. 27. 28. 29. 30.



Main body of the document containing multiple paragraphs of text, which is extremely faint and illegible.

- The increased presence of people who have drunk excessive amounts of alcohol on Woodman Road will increase the incidents of criminal damage, noise, particularly at hours when residents are attempting to sleep, and cause unnecessary distress to local residents.
- There is insufficient parking for the extended hours. This will negatively impact local residents, as customers of the Brave Nelson will utilize street parking already at a premium, meaning local residents will be unable to park near their homes. This will negatively impact everyone, but is of particular concern for those less able, e.g. parents with children, elderly residents, etc.

The Brave Nelson has made no attempt to control current anti-social behaviour or the excessive noise, as such, any increase to their current license will only increase these behaviours, which will negatively impact on the quality of life for local residents and cause unnecessary distress.

The Brave Nelson made an application for an extension to the licensing hours in Aug 2005, which was refused, due to the negative impact it would have on the residents of Woodman Road. I politely request that a similar judgement is made, and that further requests are considered repetitious and vexatious.

Yours faithfully,



N. Hutchinson

N.B This letter is a copy of an email sent on the 22nd Sep 2014 to the licensing department at Brentwood council.

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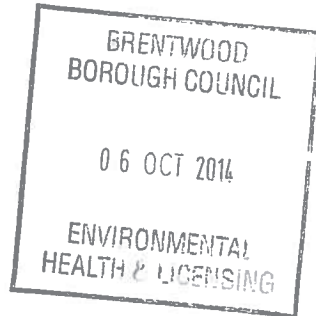
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30 South Drive
Warley
Brentwood
Essex
CM14 5DJ

Licensing Department
Brentwood Borough Council
Town Hall
Ingrave Road
Brentwood
Essex
CM15 8AY

4th October 2014

Dear Sir / Madam



Reference:

The Brave Nelson – recent new licensing application

I write in connection with the above new license application. As an adjoining neighbour to the site I wish to object to certain aspects of the proposed operating schedule largely with regards to the beer garden, which directly affects me as it borders my garden.

It is my view that the applicant is failing to promote at least one of the four licensing objectives, namely the prevention of public nuisance in respect to noise pollution. Over the last few years and particularly over the course of this summer, there have been numerous complaints made to Environmental Health about the level of noise pollution from both the pub and the pub garden from various neighbours in Woodman Road and South Drive. These include both:

- 1) Excessive daytime noise (i.e. kids screaming and shouting in rear beer garden, kids kicking footballs against fences on most sunny days) and;
- 2) Excessive evening noise (i.e. adults outside and past 10pm plus kids continued screaming way into the evening, often not closely accompanied by adults who are in the front beer garden drinking as well as loud music from the inside of the pub during live music events)

The noise does not allow us and our neighbours to enjoy our gardens and hence has adversely impacted our quality of life. The noise has been so bad that we have barely been able to enjoy our back garden on any hot day or evening on the weekends during this summer and often on a Friday night after pub users have picked up their school kids to then play in the garden. Our neighbours are of the same mind. Furthermore the proposed 10pm garden clearance time negatively impacts on childrens' sleep (mine included) and one of my neighbours works night shifts so we have to close the

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windows from the noise, which is particularly frustrating during the hot summer months.

The addition of the climbing frame this summer is directly behind my rear garden boundary has also significantly added to my noise pollution. A particular noise issue which affects myself and other neighbours is the "special event days or nights" which are held by the pub on certain weekends. There are still instances where adults are outside in the front beer garden there until way past 10pm whether smoking or drinking. This poses difficulties for the landlord to police however we as neighbours bear the brunt of this.

I also refer to the WHO guidelines for community noise and suggested that general daytime outdoor noise levels of less than 55dB are desirable to prevent any significant community annoyance. We arranged with Brentwood Borough Council Environmental Health team to come and test this on one of the pub's special family events on 9th August 2014. I have used a sound measuring app myself over the summer in our garden and it has measured way in excess of 55dB on numerous occasions.

Before a decision on the new license proposal is made, I would strongly urge that the noise pollution issues are taken in consideration for the planning request. To partly mitigate this, could the management consider for the garden be cleared by 8pm for instance, not 10pm, kids only come to the pub/garden during certain hours only, move the climbing frame, management make it a strict condition that parents are actively supervising their kids on the climbing frame and rear pub garden to minimise noise to neighbours &/or put up noise-deflecting fences and additional tree planting.

I would like to be kept abreast of progress of this new license request if possible.

Yours faithfully,



Mrs Haynes

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I would like to be kept abreast of progress of this new license request if possible.

Yours faithfully,



Mrs Jaynes



The Brave Nelson, Woodman Road

Service ICT

Scale 1:1250 at A4

Drawn by OSJ

Date 23rd October 2014



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Members Interests

Members of the Council must declare any pecuniary or non-pecuniary interests and the nature of the interest at the beginning of an agenda item and that, on declaring a pecuniary interest, they are required to leave the Chamber.

- **What are pecuniary interests?**

A person's pecuniary interests are their business interests (for example their employment trade, profession, contracts, or any company with which they are associated) and wider financial interests they might have (for example trust funds, investments, and asset including land and property).

- **Do I have any disclosable pecuniary interests?**

You have a disclosable pecuniary interest if you, your spouse or civil partner, or a person you are living with as a spouse or civil partner have a disclosable pecuniary interest set out in the Council's Members' Code of Conduct.

- **What does having a disclosable pecuniary interest stop me doing?**

If you are present at a meeting of your council or authority, of its executive or any committee of the executive, or any committee, sub-committee, joint committee, or joint sub-committee of your authority, and you have a disclosable pecuniary interest relating to any business that is or will be considered at the meeting, you must not :

- participate in any discussion of the business at the meeting, or if you become aware of your disclosable pecuniary interest during the meeting participate further in any discussion of the business or,
- participate in any vote or further vote taken on the matter at the meeting.

These prohibitions apply to any form of participation, including speaking as a member of the public.

- **Other Pecuniary Interests**

Other Pecuniary Interests are also set out in the Members' Code of Conduct and apply only to you as a Member.

If you have an Other Pecuniary Interest in an item of business on the agenda then you must disclose that interest and withdraw from the room while that business is being considered

- **Non-Pecuniary Interests**

Non –pecuniary interests are set out in the Council's Code of Conduct and apply to you as a Member and also to relevant persons where the decision might reasonably be regarded as affecting their wellbeing.

A 'relevant person' is your spouse or civil partner, or a person you are living with as a spouse or civil partner

If you have a non-pecuniary interest in any business of the Authority and you are present at a meeting of the Authority at which the business is considered, you must disclose to that meeting the existence and nature of that interest whether or not such interest is registered on your Register of Interests or for which you have made a pending notification.

Licensing Committee Terms of Reference

General Powers of Committees

This scheme of delegation sets out the functions of the Council to be discharged by its Committees and Sub- Committees and includes the terms of reference of statutory and non statutory bodies set up by the Council.

Each committee or sub committee will have the following general powers and duties:

- (a) To carry out the duties and powers of the Council within current legislation;
- (b) To comply with the Council's standing orders and financial regulations;
- (c) To operate within the budget allocated to the committee by the Council.
- (d) To guide the Council in setting its policy objectives and priorities including new initiatives, and where appropriate make recommendations to Council
- (e) To develop, approve and monitor the relevant policies and strategies relating to the Terms of Reference of the Committee;
- (f) To secure satisfactory standards of service provision and improvement, including monitoring of contracts, Service Level Agreements and partnership arrangements;
- (g) To consider and approve relevant service plans;
- (h) To determine fees and charges relevant to the Committee;

Licensing Committee

- (a) Except in relation to the statement of Licensing Policy, to discharge all functions conferred upon the council as licensing authority under the Licensing Act 2003.
- (b) Except in relation to the statement of Licensing Policy, to discharge all functions conferred upon the council as licensing authority under the Gambling Act 2005.
- (c) To determine all fees and charges relevant to matters disposed by the Licensing Committee.

- (d) To be responsible for all the Council's licensing and registration functions as detailed in Part B of Schedule 1 Local Authorities (Functions and Responsibilities)(England) Regulations 2000 (as amended) in so far as they pertain to matters concerned with:
1. Trading Requirements
 2. All functions relating to hackney carriage drivers and vehicles and private hire drivers vehicles and operators
 3. Animal Welfare and Security
 4. Skin Piercing, Acupuncture, Electrolysis and Tattooing
 5. Sex establishments (including Sex Entertainment Venues (SEV))
 6. Pavement Permits
 7. Charitable Collections
 8. Camping, Caravan Sites and Mobile Homes
 9. Scrap Metal
 10. Game Dealers
- (e) Any other matters relating to licensing as may be referred to the committee for consideration.
- (f) To hear and determine licensing applications and appeals where objections and /or representations have been received in relation to any of the above functions.
- (g) To manage and monitor the budgets in respect of licensing and vehicle licensing