

LICENSING SUB-COMMITTEE

Date: Tuesday 15 February 2022

Time: 5.00 pm

Venue: Guildhall, High Street, Exeter

Members are invited to attend the above meeting to consider the items of business.

Due to the current social distancing restrictions brought about by the Corona Virus outbreak, any members of the public wishing to attend the meeting, please contact the [Democratic Services Team](#) in advance as there is limited capacity for public attendance. Priority is given to Applicants and those addressing the Committee under the public speaking provisions.

If you have an enquiry regarding any items on this agenda, please contact Mark Devin, Democratic Services Officer (Committees) on 01392 265477 or email Mark.Devin@exeter.gov.uk

Membership -

Councillors Buswell, Vizard and Wood

Agenda

Part I: Items suggested for discussion with the press and public present

1 Appointment of Chair

To appoint a Chair for the meeting.

2 Declarations of Interest

Councillors are reminded of the need to declare any disclosable pecuniary interests that relate to business on the agenda and which have not already been included in the register of interests, before any discussion takes place on the item. Unless the interest is sensitive, you must also disclose the nature of the interest. In accordance with the Council's Code of Conduct, you must then leave the room and must not participate in any further discussion of the item.

Councillors requiring clarification should seek the advice of the Monitoring Officer prior to the day of the meeting.

3 LOCAL GOVERNMENT (ACCESS TO INFORMATION) ACT 1985 EXCLUSION OF PRESS AND PUBLIC

It is considered unlikely that the Committee would wish to exclude the press and public during consideration of the items on this agenda. If, however, the Committee were to exclude the press and public, a resolution in the following form should be passed:

“RECOMMENDED that, under Section 100A (4) of the Local Government Act 1972, the press and public be excluded from the meeting for the particular item(s) on the

grounds that it (they) involve the likely disclosure of exempt information as defined in paragraph(s) of Part I of Schedule 12A of the Act.”

LICENSING ACT 2003

4 Application to Grant a Premises Licence

To consider the report of the Service Lead - Environmental Health & Community Safety. (Pages 3 - 62)

Individual reports on this agenda can be produced in large print on request to Democratic Services (Committees) on 01392 265275.

REPORT TO LICENSING SUB COMMITTEE

Date of Hearing: 15 February 2022

Report of: The Service Lead - Environmental Health & Community Safety.

Type of Application: Licensing Act 2003 application for the grant of a Premises Licence

Premises: Sandy Park Hotel Ltd

Legislation: Licensing Act 2003

Ward Application Refers to: St Loyes Ward

Applicant: Sandy Park Hotel Ltd

1. What is the report about?

- 1.1 The application and plan attached as Appendix A has been received for the grant of a premises licence.
- 1.2 The Premises is situated in Sandy Park Way adjacent to Old Rydon Lane, close to the Exeter Chiefs Rugby ground and the David Lloyd sports and Leisure centre.

2. Are there any representations?

- 2.1 There have been twenty representations objecting to the Application relating to the Licensing Objectives of the Prevention of Public Nuisance. The representations are from residents living in proximity to the applicants premises. The representations are listed at Appendix C.
- 2.2 The end date for receiving representations was 19th January 2022.
- 2.3 In response to the objections and discussions with the Devon and Cornwall Constabulary the Applicant has provided a written submission offering amendments to the Application and this is attached at Appendix D.
- 2.4 No representations have been received from Environmental Health, the Devon and Cornwall Constabulary or any other Responsible Authorities.

3. Report details:

- 3.1 The application was advertised on the Premises and in the local newspaper on 6th January and 13th January 2022 in line with above legislation. The Premises advertisement is at Appendix E and the newspaper advertisement is at Appendix F.

4. Legal and Policy Considerations:

4.1 The Licensing Sub-Committee are required to have regard to:

4.1.1 the representations (including supporting information) presented by all the parties; and

4.1.2 the Official Guidance issued under section 182 of the Licensing Act 2003 revised April 2018; and

4.1.3 the Licensing Authorities Statement of Licensing Policy which can be viewed at [here](#).

4.2 In determining a licence application the Licensing Sub-Committee will consider each application on its merits.

4.3 The Licensing Sub-Committee, having regard to the representations, must take such of the following steps, if any, as it considers appropriate for the promotion of the Licensing Objectives.

(a) To grant the licence subject to:

- i. The conditions consistent with the operating schedule modified to the extent that the authority considers appropriate for the promotion of the Licensing Objectives;
- ii. The mandatory conditions under sections 19, 20 and 21 of the Act.

(b) To exclude from the scope of the licence any of the licensable activities to which the application relates;

(c) To refuse to specify a person in the licence as the premises supervisor;

(d) To reject the application.

Section 18 (5) of the Act provides that conditions in the operating schedule are modified if any of them is altered or omitted or any new condition is added.

5. Recommendations:

5.1 The Licensing Sub-Committee are required to identify what steps, if any, need to be taken to determine the application.

Service Lead – Environmental Health & Community Safety

Author: Alan Drake, Principal Licensing Officer.

Local Government (Access to Information) Act 1972 (as amended)

Background papers used in compiling this report:-
None

Contact for enquires:
Democratic Services (Committees)
Room 4.36

01392 265275

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Exeter
Application for a premises licence
Licensing Act 2003

For help contact
licensing.team@exeter.gov.uk
 Telephone: 01392 265702

* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

Courtyard Exeter Sandy Park Hotel

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

☐ Yes

☒ No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

[REDACTED]

* Family name

[REDACTED]

* E-mail

[REDACTED]

Main telephone number

[REDACTED]

Include country code.

Other telephone number

[REDACTED]

☒ Indicate here if you would prefer not to be contacted by telephone

Are you:

☒ Applying as a business or organisation, including as a sole trader

☐ Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House?

☒ Yes

☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

10667155

Business name

Sandy Park Hotel Ltd

If your business is registered, use its registered name.

VAT number

GB

918551313

Put "none" if you are not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

- ☒ I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- ☐ I am making the application pursuant to a statutory function
- ☐ I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

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NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Address

| | |
|-------------------------------|---|
| Building number or name | <input type="text"/> |
| Street | <input type="text"/> |
| District | <input type="text"/> |
| City or town | <input type="text"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text"/> |
| Country | <input type="text" value="United Kingdom"/> |

Contact Details

| | |
|------------------------|---|
| E-mail | <input type="text"/> |
| Telephone number | <input type="text"/> |
| Other telephone number | <input type="text"/> |
| * Date of birth | <input type="text" value="dd"/> / <input type="text" value="mm"/> / <input type="text" value="yyyy"/> |
| * Nationality | <input type="text" value="British"/> Documents that demonstrate entitlement to work in the UK |

Add another applicant

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OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

Sandy Park Hotel is a new 250 bedroom, Courtyard by Marriott Hotel with a reception level bistro bar and function bar and on the top floor is an Island bar that serves a 180 cover restaurant. The hotel is situated alongside Sandy Park Stadium, Conference & Banqueting Centre and home to Exeter Rugby Club, the hotel will have many of the same customers.

Continued from previous page...

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

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PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes ☒ No

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PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

☐ Yes ☒ No

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PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes ☒ No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

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PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

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.

Continued from previous page...

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

Will the performance of live music take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Potential of amplified live music in function rooms on level 0, (ground floor)
Potential of amplified live music on Top Floor, including a piano being played.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Possibly New Years Eve.

Continued from previous page...

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PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not
exclusively) whether or not music will be amplified or unamplified.

Amplified and played on hotel speaker system. This will be played on ground floor, basement level and the top floor.

Continued from previous page...

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

N/A

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

N/A

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PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes

☒ No

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PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing anything similar to live music, recorded music or performances of dance?

☒ Yes

☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

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LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

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.

TUESDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

WEDNESDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

THURSDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

FRIDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

SATURDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

SUNDAY

Start 11:00

End 05:00

Start 11:00

End 05:00

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other
structure tick as appropriate. Indoors may
include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Continued from previous page...

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Will this entertainment take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

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.

Continued from previous page...

FRIDAY

Start 00:01

End 24:00

Start 00:01

End 24:00

SATURDAY

Start 00:01

End 24:00

Start 00:01

End 24:00

SUNDAY

Start 00:01

End 24:00

Start 00:01

End 24:00

Will the sale of alcohol be for consumption:

☐ On the premises ☐ Off the premises ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Name

First name

Kirsty

Family name

Holburd

Date of birth

20 / 10 / 1989

dd mm yyyy

Continued from previous page...

Enter the contact's address

| | |
|---|----------------------|
| Building number or name | 40 |
| Street | Arcadius Way |
| District | Keynsham |
| City or town | Bristol |
| County or administrative area | City of Bristol |
| Postcode | BS31 2GE |
| Country | United Kingdom |
| Personal Licence number (if known) | 16/05356/LAPER |
| Issuing licensing authority (if known) | Bristol City Council |

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

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ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

N/A

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 00:01

End 24:00

Start 00:01

End 24:00

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.

Continued from previous page...

TUESDAY

Start End

Start End

WEDNESDAY

Start End

Start End

THURSDAY

Start End

Start End

FRIDAY

Start End

Start End

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

Continued from previous page...

List here steps you will take to promote all four licensing objectives together.

Staff training to promote all four objectives.

CCTV coverage at key points and high traffic areas throughout the hotel.

b) The prevention of crime and disorder

CCTV coverage at key points and high traffic areas throughout the hotel.

Staff training to prevent crime and disorder.

Zero tolerance to drugs policy and anti social behavior.

c) Public safety

CCTV coverage at key points and high traffic areas throughout the hotel.

First aid provisions throughout the hotel and a selected group of associates to be taught a 'first aid at work' qualification.

d) The prevention of public nuisance

CCTV coverage at key points and high traffic areas throughout the hotel.

Soundproofing throughout the hotel.

Restricting hours that amplified music can be played.

Notices asking patrons to leave quietly.

e) The protection of children from harm

Challenge 25 policy and posters.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non-domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £8700 £315.00

Band D - £87001 to £12500 £450.00*

Band E - £125001 and over £635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £12500 £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39000 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

Address

| | |
|-------------------------------|---|
| Building number or name | <input type="text"/> |
| Street | <input type="text"/> |
| District | <input type="text"/> |
| City or town | <input type="text"/> |
| County or administrative area | <input type="text"/> |
| Postcode | <input type="text"/> |
| Country | <input type="text" value="United Kingdom"/> |

DECLARATION

I do not understand it is an offence, liable on conviction to a fine up to 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.

* Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership. I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will be become invalid if I cease to be entitled to live and work in the UK.

* The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate.

*

☐ Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

| | |
|-------------------|----------------------|
| * Full name | <input type="text"/> |
| * Capacity | <input type="text"/> |
| Date (dd/mm/yyyy) | <input type="text"/> |

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
 2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/exeter/apply-1> to upload this file and continue with your application.
- Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED





From: [REDACTED]
Date: 14 January 2022 at 17:06:04 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland
<cllr.peter.holland@exeter.gov.uk>, CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>
Subject: sandy park

Good Afternoon

I'm emailing in regards to the Application for a new premises licence at sandy Park.

I'm very disappointed that recieved this letter on a Friday afternoon when the licence section is closed and when the deadline for objections are so close.

I do object to this application on the grounds it gives the club ability to play very loud music indefinitely. As long as outdoor live music finishes at 0230 the recorded music can continue until 2359 that same day and continue 24/7 if this gets approved

We live far enough away that when the wind blows in the right direction we can hear the fans and music on match days. If live music is going to be louder than a crowd of people I have my reservations it'll be too loud expecially for people who live closer.

This will cause alot of aggravation to local people with noise throughout the night.

Kind regards

[REDACTED]

[REDACTED]

Ex2 7td

From: [REDACTED]
Date: 14 January 2022 at 19:28:24 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>
Cc: CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>
Subject: Sandy Park Hotel - Application for Premises Licence
Reply-To: [REDACTED]

Hello

Thank you for arranging for details of the Premises Licence Application submitted by the new Sandy Park hotel to be distributed locally.

I live in Knights Crescent and up to now have not felt affected by the presence of the new hotel (apart from its rather odd rusty-looking exterior).

However, I was very surprised to see the contents of their application, in particular relating to:

- the service of alcohol on and OFF the premises for 24 hours a day and 7 days a week; and
- to have 'recorded music and similar' indoors and OUTDOORS 24 hours a day 7 days a week.

I am unclear whether or not the application relates to serving only residents of the hotel or to the general public.

I am wholly unfamiliar with the usual contents of a new premises licence and, maybe, covering all eventualities is the norm. Also I do not know if this application merely mirrors the existing licence conditions currently held by the rugby club premises.

What I do know is that on rugby days we can hear chanting from the crowd in the ground - which I must stress we have no complaint about at all - and I wonder if we might hear outdoor 'recorded music and similar' in the early hours for up to 24 hours a day on occasion. Having said that, does the hotel actually have its own outdoor area?

If the rugby club premises already holds a licence in exactly the same terms then I suppose my comments above are irrelevant but, to a mere mortal, the conditions applied for by the hotel seem excessive in so far as those elements relating to 24 hours a day/7 days a week.

Kind regards.

[REDACTED]

=====

Southfield

Exeter
EX2 7AW

Tel: [REDACTED]
[REDACTED]

e-mail : [REDACTED]

Cllr Yolonda Henson

16th January, 2022

Dear Yolonda,

Application for a New Premises Licence – Sandy Park

As a local resident in earshot of the new Sandy Park Hotel I wish to register my opposition to the request for a New Premises Licence request. Specifically, the playing of Live Music outdoors as well as Recorded Music outdoors.

The request to play live and recorded music outdoors fills me with horror and must not be permitted. What the Hotel does indoors is their own decision regarding disturbing their guests but to flood the air locally outside with Music, particularly at night is highly inconsiderate and must not be allowed.

I hope that those residents living in the immediate vicinity of Sandy Park e.g. Newcourt, have been fully alerted to this licensing request in sufficient time, and able to express their views. Awaking children during the night must at least be considered by those reviewing this request as well as the elderly.

I look forward to a sensible outcome, namely a refusal for live and recorded music outdoors.

Yours sincerely,

[REDACTED]
[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED] Exeter, EX2 7TA

Tel : [REDACTED]

[REDACTED]

[REDACTED]

e-mail: [REDACTED]

Cllr Yolonda Henson

16th January, 2022

Application for a New Licensing Premises Licence – Sandy Park

I have just learned about the application to have Live and Recorded Music played outdoors including late at night. This is quite outrageous, and must respect the implications for local residents about which there has been a significant increase in recent years, particularly at nearby Newcourt. I hope these residents have been able to make their feelings known.

What the hotel does within its own walls is up to them, but we must not allow Music noise fill the air locally, particularly during those periods when people wish to sleep. Noise travels wide and far at night and thus agreement to live music outdoors is a complete disturbance of the peace. Which we must preserve peace.

Having just learned of this application, I do so hope that sufficient notice has been given to all likely affected residents and that they have had an opportunity to make their views known.

I await the decision with great interest.

Yours sincerely,

[REDACTED]
[REDACTED]
Maureen [REDACTED]

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

From: [REDACTED]

Sent: 13 January 2022 21:09

To: [REDACTED]

Subject: Sandy park hotel

I think this application for music and selling alcohol, inside and out(where do they mean? Car park, rugby stadium?)is far to extensive in its time allowance.

This is in a residential area, the sound from that area is loud on match days, which is fine as know it's for a short period of time.

This 7 day a week, 24 hour approach is too much.

Think further consideration and some rules need to be put in place.

What sort of music will it be? Loud speaker constant music or live bands?

Parking areas will needs to be considered.

Why do people need to drink alcohol all day?

I do not agree with this application as it stands, Kind regards, Kate

Ex2

Sent from my iPad

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

From: [REDACTED]
Sent: 13 January 2022 22:23
To: [REDACTED]
Subject: Licence application sandy park hotel

Dear licensing team

I wish to voice concerns about the license application for the sandy park hotel.

As the premises is a hotel, I would object to them having an off license.

Alcohol should be purchased and consumed at the hotel.

The rugby ground has a separate license. There should be no need for the off license.

Whilst I have no objection to music as such, there are housing developments in the vicinity that would be affected by music until 2.30am and so I would object to this.

If a decision was made to permit music it should finish at midnight or soon after 12.30 for example.

I also think this should be limited to weekends as many children live locally who could be affected by late night music.

I live a reasonable distance away and easily hear the ground on match days due to the sound travelling.

If there is a late night refreshment service, this should be for residents only.

I hope this is the correct format for raising objections.

1

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

From: [REDACTED]
Sent: 14 January 2022 10:31
To: [REDACTED]; CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>
Subject: Sandy Park Hotel

Thank you for the opportunity to put forward some observations.

I live on the route from Sandy Park to Digby and Sowton Station. Already, when there are functions at Sandy Park, we endure antisocial behaviour such as people urinating on our house walls and gardens, and rowdy drunks using foul language sometimes until the early hours depending on the function. I love the rugby but Chiefs do sell alcohol to people who are already inebriated and do let people take alcohol off the premises which does not help the situation. Another venue so close will only exacerbate issues which already exist and will add noise to the ongoing problems.

I strongly object to the hotel's request for a license to supply alcohol on and off the premises whenever it wishes. I can only think 'off the premises' is a green light to making it fine for even more people to walk through the locality with drinks in their hands, discarding their glasses/plastic cups in the hedges and gardens on the way to the station. I strongly object to it being able to have live music outdoors until 2.30am any day it wishes though of course it should have the right to do whatever inside. Live music from the rooftop of the hotel will impact people in Bishops Court, Digby, Newcourt, Clyst St Mary and more. I strongly object to it being able to have recorded music and similar outdoors literally all day everyday if it wishes.

I hope the hotel is successful (though I don't know anyone who thinks it looks good) but I sincerely hope that Exeter City Council is selective in what licenses it is prepared to issue.

Kind regards

[REDACTED]
[REDACTED]
Exeter
EX2 7RW

Dear Sirs

With reference to the application for a new premises licence I am amazed that you would even consider the outdoor music, live or recorded, especially to 2.30 in the morning! Noise from the rugby matches travels through our estate and that is usually during the day. All windows would have to be kept closed which is not practical or pleasant during the summer especially. There are also many families with young children who would find this a problem. I thought that the building was just meant to be a hotel not a full blown event location?

Several people at the top of the estate have problems with Sandy Park customers trespassing and urinating on their property now. It would only get worse. Even though the estate is residents parking only there does not seem to be anyone enforcing this on match days and I am sure that there would be no one doing it at midnight! Parking around the roundabout is especially dangerous.

Is it normal for a hotel to have a 24 -7 licence? To supply alcohol off the premises does it just mean outside of the building in the garden?

We are therefore against the application.

Yours faithfully

[Redacted Signature]

[Redacted Name]

Exeter EX2 7PF

[Redacted Address Line]

Alan Drake

From: [REDACTED]
Sent: 17 January 2022 11:15
To: Licensing Team
Subject: Sandy Park application for a new premises licence

To whom it may concern,

We are residents of the Bishops Court residential estate. We live very close to the new Sandy Park hotel and Exeter Chiefs ground.

We have received notice of the hotel's application for a new premises licence and we do have a number of concerns and objections.

The application is for live and recorded music, indoors and outdoors, 7 days a week between the hours 10:00-02:30 and 00:01-00:00. We consider this to be an excessive period of time and we have concerns that it will adversely impact our quiet enjoyment. Given the location of our estate and the fact the hotel is on an elevated position, music and noise will travel - we can hear the crowd cheering at Sandy Park and therefore we will certainly hear music being played outdoors, especially during quieter times (i.e. 10pm onwards when people are generally in bed).

Our estate is home to many families with young children and we are concerned how the music played during the late evening and early morning hours will be heard. We have a 4 year and 4 month old.

We therefore object to the proposed hours for the licence. We ask that the hours be modified slightly so they are not so wide ranging and for such a wide time period. We accept (and do not object) to music being played outdoors on, say, Friday and Saturday evening but we would not want loud outdoor music to be permitted during the hours proposed for the entire week.

Kind regards

[REDACTED]

From: [REDACTED]
Date: 16 January 2022 at 15:09:23 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>, CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, Cllr Mike Howe <MHowe@eastdevon.gov.uk>
Subject: Sandy Park Hotel - Application for new premises licence.

Dear Councillors.

Dist Councillor Michael Howe (East Devon Dist Council incl as the hotel is adjacent to his constituency.

I hereby wish to register an objection to certain aspects of the new premises licence application made by Sandy Park Hotel Ltd.

My objections relate as follows :

Live music : Indoors & outdoors between 1000 and 0230 hrs.

The hotel is a high rise building with a commanding position over the surrounding landscape. The sound of the music will be emanating from the top of this building. Sound carries and in these circumstances sound will be broadcast over a wide open area surrounding the hotel. That would be tolerable to a point until 2300 hrs but no later. The hotel has residential properties close by at Blue Ball, Clyst St Mary and Bishops Court and the severity impact on them will be very much wind direction dependant. If live music was being played in a residential property garden up to 0230 hrs regularly then no doubt the Environment Dept of Exeter City Council/ East Devon District Council and the police would be contacted constantly , as the noise being unacceptable. Therefore, what is the difference ?

Finally, it should be noted that Exeter Chiefs Rugby Club already creates live and recorded music by virtue of organised events that are held within that stadium. Having two venues side by side with both separately having to create sound into the late night is very much over the top and surely restrictions must be made. It will be too late once approved.

I hope that you will give my concerns considerable thought and deliver them when the application is heard.

Yours Sincerely
[REDACTED]

=====

From: [REDACTED]
Date: 16 January 2022 at 15:07:35 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland
<cllr.peter.holland@exeter.gov.uk>, CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, Cllr Mike Howe
<MHowe@eastdevon.gov.uk>
Subject: Sandy Park Hotel - Application for new premises licence.

Dear Councillors.

Dist Councillor Michael Howe (East Devon Dist Council incl as the hotel is adjacent to his constituency.

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Finally, it should be noted that Exeter Chiefs Rugby Club already creates live and recorded music by virtue of organised events that are held within that stadium. Having two venues side by side with both separately having to create sound into the late night is very much over the top and surely restrictions must be made. It will be too late once approved.

I hope that you will give my concerns considerable thought and deliver them when the application is heard.

Yours Sincerely

[REDACTED]

=====

From: [REDACTED]
Date: 15 January 2022 at 12:22:54 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>, CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, Cllr Mike Howe <MHowe@eastdevon.gov.uk>
Subject: Sandy Park Hotel - Application for new premises licence.

Dear Councillors.

Dist Councillor Michael Howe (East Devon Dist Council incl as the hotel is adjacent to his constituency.

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My objections relate as follows :

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Finally, it should be noted that Exeter Chiefs Rugby Club already creates live and recorded music by virtue of organised events that are held within that stadium. Having two venues side by side with both separately having to create sound into the late night is very much over the top and surely restrictions must be made. It will be too late once approved.

I hope that you will give my concerns considerable thought and deliver them when the application is heard.

Yours faithfully

[REDACTED]

From: [REDACTED]
Date: 15 January 2022 at 12:15:42 GMT
To: CLLR Anne Jobson <CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>, CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, Cllr Mike Howe <MHowe@eastdevon.gov.uk>
Subject: Sandy Park Hotel - Application for new premises licence.

Dear Councillors.

Dist Councillor Michael Howe (East Devon Dist Council incl as the hotel is adjacent to his constituency.

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My objections relate as follows :

Live music : Indoors & outdoors between 1000 and 0230 hrs.

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Finally, it should be noted that Exeter Chiefs Rugby Club already creates live and recorded music by virtue of organised events that are held within that stadium. Having two venues side by side with both separately having to create sound into the late night is very much over the top and surely restrictions must be made. It will be too late once approved.

I hope that you will give my concerns considerable thought and deliver them when the application is heard.

Yours faithfully

[REDACTED]

From: [REDACTED]
Date: 18 January 2022 at 10:54:16 GMT
To: CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>
Cc: [REDACTED]
Subject: Sandy Park Hotel - licence application

Dear Councillors,

Thank you for notice of the above application.

Our observations would be as follows:

If the application is for residents only, our only concern would be that outside noise would be very intrusive. The noise from the rugby crowds is very loud but not too intrusive as it is during the afternoon. The Hotel is only slightly further away, so the noise of outside music would be heard clearly and being later at night, would be unacceptable. When it first opened the rugby club initially had fireworks at night which caused lots of complaints and was stopped because of the disruption it caused.

If the application was for events that included non-residents, then our additional concerns would be around the amount of people walking to and from the Hotel. The development of the new estates has significantly increased the footfall around Clyst Heath (as has the rugby ground). There is regular late night noise, disturbing sleep from groups who have travelled by train to drink, or by foot to local hostelryes, the Hotel if opening events to non-residents would certainly exacerbate this problem, It is especially a problem in the part of the old Woodwater Lane, that runs past Baxter Close.

In conclusion, we feel that outside music late at night should not be allowed and non-resident attendance at functions should be discouraged.

Kind regards,

[REDACTED]
[REDACTED]

Exeter

From: [REDACTED]
Date: 17 January 2022 at 16:18:19 GMT
To: [REDACTED] <[REDACTED]>, CLLR Anne Jobson
<CLLR.Anne.Jobson@exeter.gov.uk>, CLLR Peter Holland <cllr.peter.holland@exeter.gov.uk>,
CLLR Yolonda Henson <Cllr.Yolonda.Henson@exeter.gov.uk>
Subject: licence observations for Sandy Park hotel

Dear Licensing team

Firstly I would like to express my disappointment at only getting 5 days to raise any observations with the licencing of the Sandy Park hotel and that the address is postal and therefore unlikely to be able to reach the relevant team within the time frame. Fortunately an email address was linked on Facebook I just hope it is correct.

Firstly the timings detailed could be clearer. I have assumed that 00:01 to 00:00 means they are requesting to supply alcohol on and off premise 24Hrs a day 7 days a week. I observe that most hotels are in city centres, where a 24hr licence is feasible. This hotel however is in a residential area, we already suffer from considerable anti-social behaviour, which has been reported to Sandy Park but as yet no acknowledgement of the issue has been forthcoming. I would therefore strongly suggest that alcohol is not required to be permitted off premise over a 24 hr period.

Live music until 2:30 AM 7 days a week, again both indoor and outdoor. Not only is this again a residential area, but the hotel is a large building with no buffers (ie trees) to block any noise that may disturb the residents, who will have children and probably need to work the following day. This I believe is unfair on residents who bought their houses before the hotel was built.

I reiterate that we already struggle with antisocial behaviour and all public transport access would be via the housing estate for any events held.

I would like to see more community policing regardless of this licencing application in order to help with the behaviour of the people, who are drunk, leaving the current premises. I would also hope that the Cllrs and licencing authority raise significant concerns about 24 hour off premises licencing for this hotel.

Kind regards

[REDACTED]

=====

Hi Peter,

Please register our objection to the Licensing Application by the Hotel.

This is a residential area and the possibility of continuous unrestricted alcohol sales both on and off the site together with continuous music indoors and outdoors will be felt over a wide area. We have even heard the annual Powderham Concert in our garden so live music between 1000 & 0230 seven days a week could be unpleasant.

This application is far too wide ranging, does not offer local residents any protection at all and it should be refused.

Best regards

[Redacted signature line]

[Redacted signature line]

=====

[REDACTED]
Exeter
EX2 5NE
16/01/22

RE APPLICATION FOR NEW PREMISES LICENCE

Dear sirs

Having only just noticed this application on facebook, I am very much against the long stretches of time when this venue can hold functions with Live, and Recorded music.

I live on the opposite side of the bypass off Grecian Way, and with the wind blowing in this direction it is possible to hear the match day noise from Sandy Park.

Function noise, i.e live or recorded music at the sound levels D.J s and Live bands need to play it, would be MUCH worse and it seems be playing at nearly all hours of the day and night.. I hope the licencing Authority will see sense and be sensitive to the local residents, especially the residents around the new housing at Ikea. Especially those who like me have only just seen this application and feel its too late to reply.

PLEASE REFUSE THIS APPLICATION.

A very concerned resident and neighbour

[REDACTED]

[REDACTED]

Alan Drake

From: [REDACTED]
 Sent: 19 January 2022 23:32
 To: Licensing Team
 Subject: application for premises licence - Sandy Park Hotel Ltd

As a resident in the local area, I wish to make a representation regarding the following premises application:

Sandy Park Hotel Ltd has applied to Exeter City Council Licensing Authority for a new premises licence for Sandy Park Hotel, Sandy Park Way, Exeter, Devon, EX2 7NN, as follows:

- *Supply of Alcohol: on and off premises*
 - *00:01–00:00, Monday to Sunday*
- *Live Music: Indoors and outdoors*
 - *10.00–02:30, Monday to Sunday*
- *Recorded Music and similar: Indoors and outdoors*
 - *00:01 – 00:00 Monday to Sunday*
- *Late Night refreshment: Indoors*
 - *11:00 – 05:00 Monday to Sunday*

In particular I wish to object to the part of this application regarding live and recorded music outdoors until 02:30 / midnight every day of the week. Although I live approximately 1400m from Sandy Park, when in our garden we still clearly hear noise (cheering etc) from the rugby during matches above the normal background traffic etc noise nearby. As this is always during the daytime this isn't something we had ever considered complaining about. However if this application is granted as it currently stands, noise from music outdoors in the evening/ at night (which will be very loud and when there is very little background noise) will be extremely clearly heard from hundreds of houses that are nearby. This will be incredibly disruptive to everyone living nearby, greatly reducing residents ability to sleep and peacefully enjoy their own homes, and probably devaluing any homes in earshot significantly. I am sure this will be an issue to people living as far away as I do, but for people much closer (the nearest houses are approx 200m away from the new hotel I believe) this will be hugely detrimental to their quality of life. This is a very quiet area of the city with a general demographic of young families, working professionals and older retired people, this is not an area with a large proportion of people wanting to be anywhere near late night bars and music. In addition, whilst currently on days when rugby matches occur the crowd of people walking past our house (near the train station and main footpaths) are generally not too disruptive, if the hotel turns into a late night venue by granting them the ability to supply alcohol all day every day, it is likely that a significant proportion of the normal rugby crowd will stay later there, drink more (and purchase more alcohol to take off the premises), and then be a considerable disruption and nuisance making noise, leaving litter, urinating on the street etc, on their way home much later into the evening when all the local residents are trying to sleep and have to deal with the mess the next day.

I hope that you reject this application or modify it significantly to not have a detrimental impact on the families living in the local area.

Kind Regards

[REDACTED]

Alan Drake

APPENDIX C

From: [REDACTED]
Sent: 02 February 2022 16:22
To: Licensing Team
Subject: Re: Marriott Hotel Sandy Park Way

Dear Mr Drake

Thank you for your email. I live at 55 Knights Crescent EX2 7TG. I do not intend to attend or send a representative to the hearing and I note that none of the lead agencies have raised concerns.

I raised my initial concerns regarding the hotel's request for the licence to include in particular:

- a. Live music indoors and OUTDOORS 7 days a week from 10.00 to 02.30
- b. Recorded music indoors and OUTDOORS 7 days a week from 00.01 to 00.00 and for the supply of alcohol OFF PREMISES 7 days a week for the same hours.

If it is not, nor was ever, the intention to have outdoor music then I am not sure why the licence application requested this. I am sure the hotel can understand concerns that the potential to have outdoor music at any hour of the day and night would be unreasonable to immediate local residents as well as to those, like myself, who live a little further away.

I am happy with the reassurances given to you by the hotel but would feel happier if OUTDOOR music could be expressly prohibited for the avoidance of doubt.

[REDACTED]

Sent from Yahoo Mail on Android

Alan Drake

From: [REDACTED]
Sent: 16 January 2022 19:46
To: Licensing Team
Subject: Sandy Park Hotel Limited

Dear Sirs / Ma'am.

I wish to strongly object to the licensing request from the above premise for live **outdoor** music to be permitted daily until 0230.

As a nearby resident I would most certainly hear this music on every occasion and while I think midnight is acceptable, I feel 0230 is not and the noise pollution will be hugely disruptive to many local residents.

I believe if music were to be played indoors, it is much less intrusive to private residents and homeowners like myself.

I hope you will seriously consider this part of the application and reject that part thereof.

Kind regards,

Philip Knowles

[REDACTED]
Exeter
EX2 7SZ

Alan Drake

From: [REDACTED]
Sent: 16 January 2022 18:31
To: Licensing Team
Subject: Sandy Park Hotel

I am a resident living near the new hotel.

I am not happy with the application to allow:

- 1). Live music outside until 2.30 am. It really is unnecessary to be blasting music at that time of the night/morning. 11 pm Sunday to Thursday and 12 am midnight Friday and Saturday is far more appropriate.
- 2). Recorded music outside 24 hours a day. It is completely unnecessary to have the ability to blast music at any hour of the day, any day of the week. 11pm Sunday to Thursday and 12 am midnight is more than enough.

[REDACTED]
[REDACTED]
EX2 7PF

Sent from my iPhone

Alan Drake

From: [REDACTED]
Sent: 16 January 2022 18:33
To: Licensing Team
Subject: Sandy Park Hotel

Dear Sir/Madam,

I wish to object to the licensing application for the Sandy Park Hotel.

I'm objecting to the music both live and recorded outside. 24 hours for recorded is totally unreasonable and 02:30 for for live music. Midnight Friday and Saturday and 11pm the rest of the week is bad enough but acceptable.

Kind Regards

[REDACTED]
[REDACTED]
Exeter
EX2 7PF

Sent from my iPhone

Alan Drake

From: [REDACTED]
Sent: 15 January 2022 18:13
To: Licensing Team
Subject: Sandy park Hotel

Dear Sir or Madam,

I am writing to OBJECT to some of the proposed application to Sandy Park Hotel.

live music outside from 10.00 until 02.30 Monday to Sunday as this would be detrimental to the area as noise travel when it is quiet at night and intensify. Also antisocial behaviour when leaving the premises when drunk or in party's of a lot of people.

We have a lot of young families with school age children in the residential area's and elderly with health problems. That need there sleep at night and people that work shifts.

Same with Recorded music and similar.

Do they need to have off premises license when you have Tesco open 24hr do you not think this would cause more drink driving when leaving the premises as there is no public transport at that time of night.

Parking has been an on going problem as they have not got enough anyway. On Match days Yours sincerely Mr & [REDACTED]

Alan Drake

From: [REDACTED]
Sent: 14 January 2022 09:37
To: Licensing Team; Simon Lane
Subject: FW: Sandy Park Hotel, Sandy Park Way, Exeter, Devon, EX2 7NN

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

From: [REDACTED]
Sent: 13 January 2022 19:39
To: [REDACTED]
Subject: Sandy Park Hotel, Sandy Park Way, Exeter, Devon, EX2 7NN

Hi,

I would to put forward my objections in relation to the following application.

My prime concerns are excessive noise at unsociable hours, I think the hours covered in the application are excessive.

I also have concerns regarding the supply of alcohol 24 hours and off premises, we already experience some anti social issues with intoxicated people coming from Sandy Park.

Please advise if I need to provide my objections in a different manner.

Many thanks,

[REDACTED]

Additional Conditions – Courtyard by Marriott Exeter Sandypark

General

With the exception of Wine Bottles, Champagne Bottles or mixer bottles no bottles will be allowed on the Terrace area.

Prevention of crime and disorder

An incident log shall be kept and maintained at the premises which will include a log of the following, including pertinent details:

- i. Any incidents of disorder or of a violent or anti-social nature
- ii. All crimes reported to the venue, or by the venue to the police
- iii. All ejections of patrons
- iv. Any complaints received
- v. Seizures of drugs or offensive weapons
- vi. Any faults in the CCTV system
- vii. Any visits by a responsible authority (under the Licensing Act 2003) or emergency service.

Records must be completed within 24 hours of any incident, and will contain the time and date, the nature of the incident, the people involved, the action taken and details of the person responsible for the management of the premises at the time of the incident.

The logs shall be kept for at least 12 months following the date of entry and be made available for inspection and copying upon request of an authorised officer of a responsible authority.

The premises shall install, operate and maintain a digital colour CCTV system to the satisfaction of the Police and Local Authority. As a minimum, the system must:

- i. Cover all public areas of the licensed premises, including entry and exit points. This also includes any outside areas under the control of the premises licence holder.
- ii. Record clear images permitting the identification of individuals and in particular enable facial recognition images (a clear head and shoulder image) of every person entering and leaving in any light condition.
- iii. Continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.
- iv. Have a constant and accurate time and date generation.
- v. Store recordings for a minimum period of 31 days with accurate date and time stamping.
- vi. Viewable copies of recordings will be provided on request to the police and local authority officers as soon as is reasonably practicable and in accordance with the Data Protection Act 2018 (or any replacement legislation) a staff member from the premises who is conversant with the operation of the CCTV system, shall be on the premises at all times when the premises are open. This staff member must be able to provide an authorised officer of a responsible authority, copies of recent CCTV images or data with absolute minimum of delay when requested in accordance with the Data Protection Act 2018 (or any replacement legislation).

vii. The CCTV system will be capable of downloading images to a recognisable viewable format.

viii. The CCTV system will be fitted with security functions to ensure the integrity of the system and to prevent the tampering with and deletion of images (i.e. password protection).

Security Staff

SIA certified door staff will be employed based upon a written risk assessment which will be retained in a risk assessment folder. This will be made available upon the request of the police or other authorised authority.

Staff Training

All staff engaged in licensable activity at the premises will receive training and information in relation to the following:

- i. The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.
- ii. The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.
- iii. How to complete and maintain the refusal register in operation at the premises (in relation to the sale of alcohol).
- iv. Recognising the signs of drunkenness.
- v. The operating procedures for refusing service to any person who is drunk, under-age or appears to be under-age, or appears to be making a proxy purchase.
- vi. Action to be taken in the event of an emergency, including reporting an incident to the emergency services.
- vii. Staff shall be fully trained in the requirement of the Licensing Act 2003 including that in relation to persons under 16 and 18.

Training shall be recorded in documentary form and shall be regularly refreshed at no greater than 12 month intervals. Training records shall be made available for inspection and copying at reasonable times upon request of an authorised officer of a responsible authority.

Supervision

There will be a personal licence holder on the premises at all times that alcohol is offered for sale or supply.

The protection of children from harm

There will be in place a written age verification policy in relation to the sale or supply of alcohol, which will specify a Challenge 25 proof of age requirement. This means that staff working at the premises must ask individuals who appear to be under 25 years of age, attempting to purchase alcohol, to produce identification. The only acceptable identification documents will be:

- A photo driving licence

- A passport
- An identification card carrying the PASS hologram

Unless such identification is produced the sale of alcohol must be refused.

This policy will include documented steps taken to prevent adults from purchasing alcohol for or on behalf of children under 18.

An alcohol sales refusal register shall be kept at the premises and be maintained to include details of all alcohol sales refused. The register will include:

- i. the date and time of refusal
- ii. the reason for refusal
- iii. details of the person refusing the sale
- iv. description of the customer
- v. any other relevant observations.

The refusals register will be made available for inspection and copying on the request of an authorised officer of a responsible authority. All entries must be made within 24 hours of the refusal.

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From: [REDACTED]
Sent: 06 January 2022 11:16
To: Alan Drake <Alan.Drake@exeter.gov.uk>
Cc: [REDACTED]
Subject: Sandy Park Hotel - Premises Licence

-İ Alan

Sandy Park Hotel Licence Application

With reference to the above application, please see below photos of the "public notice" for the licence application for Seaside Park Hotel, advertised in this week's Express & Echo. *I confirm the listing is also due to be advertised in next week's newspaper too.*



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Sandy Park
Authority for a new premises licence for Sandy Park Hotel, Sandy
Park Way, Exeter, Devon, EX2 7NN, as follows:

Supply of Alcohol: on and off premises
00:01–00:00 Monday to Sunday

Live Music: Indoors and outdoors
10:00–02:30 Monday to Sunday

Recorded Music and similar: Indoors and outdoors
00:01 – 00:00 Monday to Sunday

Late Night refreshment: Indoors
11:00 – 05:00 Monday to Sunday

This application can be viewed at the Licensing Section, Ex
City Council, Civic Centre, Paris Street, Exeter, EX1 1RQ Mon
to Friday 09:00 to 16:00.

Representations must be made in writing to the Licensing Section
at the address above by 19th January 2022.

It is an offence knowingly or recklessly to make a false statement in
connection with an application and one is liable on summary
conviction to a fine not exceeding level 5 on the standard scale

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