

Application for the review of a premises licence or club premises certificate 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 Mr Peter Rogers

*(Insert name of applicant)*

**apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)**

**Part 1 – Premises or club premises details**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> William Cecil Hotel 36-38 High Street St Martins Stamford Lincolnshire PE9 2LJ	
<b>Post town</b> Stamford	<b>Post code (if known)</b> PE9 2LJ

<b>Name of premises licence holder or club holding club premises certificate (if known)</b> Hillbrooke Hotels ( Burghley) Ltd
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<b>Number of premises licence or club premises certificate (if known)</b> 4860
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**Part 2 - Applicant details**

I am

Please tick yes

- 1) an interested party (please complete (A) or (B) below)
  - a) a person living in the vicinity of the premises
  - b) a body representing persons living in the vicinity of the premises
  - c) a person involved in business in the vicinity of the premises
  - d) a body representing persons involved in business in the vicinity of the premises





**(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT**

Name and address Environmental Health Services South Kesteven District Council St Peters Hill Grantham NG31 6PZ
Telephone number (if any) 01476 406300
E-mail address (optional) ehs@southkesteven.gov.uk

**This application to review relates to the following licensing objective(s)**

Please tick one or more boxes

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

**Please state the ground(s) for review** (please read guidance note 1)  
please see attached, "Grounds for Review" report.

**Please provide as much information as possible to support the application**  
(please read guidance note 2)

**APPENDIX 1**

# APPENDIX 1

Please tick yes

Have you made an application for review relating to this premises before

If yes please state the date of that application

Day Month Year

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**If you have made representations before relating to this premises please state what they were and when you made them**

# APPENDIX 1

Please tick yes

- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

**IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE 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**

**Part 3 – Signatures** (please read guidance note 3)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (See guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



*Peter Rowles*

Date

*10 JUNE 2013*

Capacity Environmental Protection Team Leader

**Contact name (where not previously given) and postal address for correspondence associated with this application** (please read guidance note 5)

Post town

Post Code

Telephone number (if any)

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional)

## Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.

Licence Act 2003

William Cecil Hotel, 36-38 High Street, St Martins, Stamford, Lincolnshire

PE9 2LJ

Licence Review: Grounds for Review Report

The William Cecil has a marquee in the grounds of their premises which is used for formal events such as weddings and birthday/Christmas/New year celebrations. The Marquee does not have planning permission and noise abatement notices have been served following complaints of loud music and the noise from guests enjoying the occasions. The marquee is situated within 20m of Stamford Endowed school boarding accommodation.



Since August 2011 Environmental health services, have received 15 complaints of loud music and the noise from the guests at functions within the marquee. The complaints are mainly in the Spring/Summer months. The main complainants are the students of the adjacent boarding school which has affected their school work (see attached testimony from pupils). Local residents have also complained as well as the student house mistress who lives in the accommodation full time with her family.

Following investigations, the noise from the marquee was identified as loud and intrusive and a noise abatement notice was served on the 11/10/2011.

The marquee did not have planning permission and a retrospective planning application was requested by SKDC Planning department

# APPENDIX 1

In response to noise complaints the William Cecil installed a directional sound system in the marquee on the 3/1/2012. This direct speaker system directed sound onto the dance floor. The system was inspected by Environmental Health services and sound tests proved that the music played through this system would not breach the abatement notice following an agreed noise limit that was set.

Six months later, further noise complaints about the noise from the marquee were received on the 9/6/12, 23/6/12, 30/6/12, 18/8/12 and 22/9/12.

Environmental Health services conducted monitoring on the 6/10/12, 24/11/12, 22/12/12, 4/1/13 and 25/5/13.

The results of these monitoring events identified that the music and guests attending events in the marquee were both loud and intrusive. A meeting was held with the William Cecil management and planning officers and Environmental Health officers of SKDC on the 5/11/12. This meeting was to discuss the outstanding planning permission and discuss the noise nuisance identified from recent monitoring. A recording of an event held on the 6/10/12 was played at the meeting, ( this event can be played for committee).

A further noise abatement notice was served on the William Cecil 9/11/12 because of the delay since the last notice was more than 12 months. Environmental Health Services recommended that the marquee should not be granted planning permission for events incorporating music and late night entertainment.

Further on site monitoring on the 24/11/12 and a joint monitoring exercise with the William Cecil noise consultant on the 4/1/13 identified that music from the marquee was acceptable but the noise from the guests was loud and intrusive.

Planning permission was finally refused but an appeal was lodged on the 1/5/2013. Since the refusal, noise complaints were received on the 9/3/13, 6/4/13, 20/4/13 and 12/5/13, 25/5/13 and 1/6/2013.

I enclose a testimony from pupils who were affected by the event held on the 12/5/13.

On the 25 May 2013 I witnessed a loud wedding party in the marquee. The music and the guests were loud and intrusive and I would not be able to sleep because of the noise. The house mistress was forced to put her children to sleep in dormer bedrooms at the opposite end of the accommodation block away from the marquee, so that they could sleep. This is totally unacceptable.

In summary, William Cecil continues to use the marquee for formal events which has been refused planning permission. These events create noise nuisance which is having a detrimental effect on local residents and specifically students studying for exams. The management have not resolved these issues, even after extensive dialogue and communication between SKDC, the hotel continues to operate the marquee.

## APPENDIX 1

### Comments from some of the boarders who were affected by the party in the William Cecil marquee on Sunday 12<sup>th</sup> May.

The night on 12th May 2013 was absolutely a nightmare. On the day, around 7.00pm, people started their party in the hotel. As my windows in my room are just about 10meters away from their marquee, I could hear clearly their music and the people yelling and screaming which were so loud and noisy. I got three A Level exams on the next day and I could not concentrate on my study! I did try to close all of my windows in my room, but it didn't help much that I could still hear their disturbing party songs! Around 10.00pm, I tried to sleep as I knew I needed a fresh and clear mind for my exam, but actually, I couldn't sleep at all. People were getting hyper as well as their DJ! Around 11.45am, the music finally stopped but I could still hear those drunk men yelling. I am really disappointed with this issues and I hope this problem can be sorted as soon as possible.  
Thanks.

Full boarder from Park House

██████████ Y12

On Sunday night I had gone to bed at 9:40, as I had an A-level maths exam the next day, I'd spent all day in the library revising for it and was going to bed early so I wouldn't be tired for the exam. At 9:40, with my window closed the music seemed to get louder, the bass was really loud, I could hear the DJ clearly and the guests singing along to the songs. At 10:40 after an hour of trying to sleep I went to check with my roommate who was still wide awake because of the music and we went down to Mrs Vie to ask about it. After that we went back to our rooms and were kept up till 12:30. Having to get up with only 6 and a half hours sleep and do an exam was exhausting.

██████████ Y13

The noise from the marquee has been an on-going issue throughout the year and it is absolutely ridiculous that I could literally hear the words of the songs the hotel was playing until just before 12am on Monday morning. Not only was the music incredibly loud, but there was also shouting and cheering. At a time when exams are so near it is just incredibly selfish that even after we rang up and asked them to quiet down as it is a school night, they not only ignored our pleas, but the noise in fact got louder. If the hotel had listened to us earlier when we first brought up the noise issue, they wouldn't have 23 angry, stressed, sleep-deprived teenage girls to answer to now. We in Park House would like the opportunity to do as well as we possibly can in our exams, something that is not possible when we are kept awake until 1 am the night before an exam.

██████████ Y13

On Sunday the 12th of May, the night before a long week of external exams beginning, the latest time I would have gone to bed would be half past nine. But as I was revising around 8 o'clock the unforgettable bass-line from the William Cecil Hotel started again. The gradual rise in noise from the music (I could clearly hear all the songs, Uptown girl, dirty dancing - time of my life, walking on sunshine etc! ) and the drunken shouts were beginning to become overpowering. The blatant disregard for surrounding neighbours is apparent from the monstrous noise pollution. I am appalled by deafening drunken shouts only metres away, and to be frank the noise felt as if I were at the party itself. I am extremely disappointed and feel that we as a Boarding House, have been let down by our 'neighbours'.

██████████ Y13

# APPENDIX 1

In order to control the use of the marquee and the outside area of the William Cecil I recommend the following variation to the premises licence:

For outside use that requires music:

1. limit the number of events to be no more than 12 a year.
2. Number of people in the garden area to be no more than 100.
3. Events to cease no later than 9pm.

Peter Rogers  
Environmental Protection Team Leader