



Agenda for Licensing and Enforcement Sub Committee
Wednesday, 10th June, 2026, 2.00 pm

Members of Licensing and Enforcement Sub Committee
Councillors: I Barlow, K Bloxham (Chair) and O Davey

Venue: Council Chamber, Blackdown House, Honiton

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Tuesday, 2 June 2026

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- 1 Minutes of the previous meeting (Pages 3 - 5)
- 2 Apologies
- 3 Declarations of interest
Guidance is available online to Councillors and co-opted members on making [declarations of interest](#)
- 4 Matters of urgency
Information on [matters of urgency](#) is available online
- 5 Confidential/exempt items
To agree any items to be dealt with after the public (including the Press) have been excluded. There are no items which officers recommend should be dealt with in this way.
- 6 Application for the grant of a premises licence under the Licensing Act 2003 at The Loft Bar & Grill, 11A Church Street, Exmouth, EX8 1PE (Pages 6 - 63)
- 7 Application for the grant of a premises licence under the Licensing Act 2003 for a trailer bar situated on the paved area at the eastern end of Queen's Drive near Orcombe Point in Exmouth (Pages 64 - 180)

Due to the requirements of the Licensing Act 2003 only parties to the hearing are permitted to address the sub-committee (through their representative as appropriate).

[Decision making and equalities](#)

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EAST DEVON DISTRICT COUNCIL

Minutes of the meeting of Licensing and Enforcement Sub Committee held at Council Chamber, Blackdown House, Honiton on 6 May 2026

Attendance list at end of document

The meeting started at 9.05 am and ended at 10.10 am

29 Minutes of the previous meeting

The minutes of the previous meeting held on 28 January 2026 were agreed as a true record.

30 Declarations of interest

There were no declarations of interest.

31 Matters of urgency

There were no matters of urgency.

32 Confidential/exempt items

There were no confidential or exempt items.

33 Application for the grant of a Premises Licence under the Licensing Act 2003 to permit licensable activities at the RevFest event at Dunkeswell

The meeting was a hearing under the Licensing Act 2003.

The Chair introduced the members of the Sub Committee and the officers present.

The Sub-Committee's Legal Advisor, Giles Salter, outlined the procedure for the meeting.

The Sub Committee considered the application for the grant of a time limited premises licence at Dunkeswell Raceway Ltd for a one-day event known as RevFest on Saturday 29 August 2026.

The applicant, present and entitled to make representations, was Mr Peter Jeanes. Mr Jeanes was accompanied by Laura Podilchuk (Event Manager, Kept Events) and Simon Jarman (Facilities Manager / Health and Safety Manager, Dunkeswell Raceway).

None of the interested parties wished to add anything to their written representations.

The Licensing Manager summarised the application as set out in the report and stated that the applicant had advised that the security firm they intended to use was 'Red Elephant', this being a change from a previous company.

There were no questions for the Licensing Manager from the Sub Committee or the applicant.

The applicant made the case for the application and highlighted the following points:

- The RevFest event was intended to celebrate 60 years of karting at the circuit, and the organisers were committed to delivering a well-managed and respectful event for the community.
- The event was planned carefully with concerns in mind including traffic, noise, safety and the overall impact on the community.
- The applicant would be attending the Safety Advisory Group to address potential risks and ensure that all licensing objectives were covered.
- Ms Podilchuk outlined the measures set out in the Event Management Plan, Noise Management Plan and Traffic Management Plan to mitigate the concerns of residents and agencies.
- The Raceway had previously hosted events with up to 1,500 attendees and had done so safely and responsibly.
- Events such as RevFest allowed people to be creative, express themselves and socialise, helping to reduce tension, anxiety and stress.

Responses to questions from the Sub Committee included the following points:

- The RevFest event was for a maximum of 3,000 people and overnight camping was available since it was anticipated that some people who had driven would want to have a drink.
- On the suggestion of Environmental Health, noise levels would be measured at the nearest house and not in the centre of the circuit.
- An expert would be on site for the duration of the event to monitor and control noise levels, and they were confident that noise would be below 65dB for the whole day.
- The applicant was keen to ensure the success of the event and was not willing to consider a break in the loud music at a point between midday and 11pm, since this did not typically occur at festivals and there was a risk of losing people who would not understand why the music had stopped.
- Due to capacity, it was not possible to safely hold the event indoors.
- The applicant and SIA security staff would be on site overnight to keep everyone safe and to ensure campers did not create a noise nuisance.
- RevFest would be the applicant's first event with music and for this reason, they had been careful to have the right people in place to ensure a safe and enjoyable experience.
- If successful, organisers would consider running the same event annually given that it was good for the Raceway, the community and would bring tourism to the area.
- Ticket purchasers would be informed of the correct route to and from the event by email and on the website.
- Local residents would be provided with Mr Jeanes' telephone number and the main officer number for queries or concerns on the day of the event.
- It was intended to stop supplying alcohol by 11.00pm and to ensure everyone had left by midnight.

For the purpose of the licence, the Legal Advisor sought to clarify the time at which it was intended to terminate licensable activities. Following discussion, the applicant confirmed that it would be acceptable to them that music should stop at 11.00pm, supply of alcohol at 11.30pm and the premises would shut down at midnight.

In summary, the applicant stated that they were on site all week, every week, and were always happy to have local residents come and speak with them directly.

The Chair thanked everyone for attending and advised that the decision would be notified in writing to all parties within five working days.

Attendance List

Councillors present:

I Barlow (Vice-Chair)

K Bloxham (Chair)

T Dumper

Councillors also present (for some or all the meeting)

S Gazzard

Officers in attendance:

Sarah James, Democratic Services Officer

Phillippa Norsworthy, Licensing Manager

Giles Salter, Solicitor

Emily Westlake, Licensing Officer

Councillor apologies:

Chair:

Date:

Report to: Licensing and Enforcement Sub-Committee

Date of Meeting 10 June 2026

Heading/Title: To determine an application for the grant of a premises licence under the Licensing Act 2003 at The Loft Bar & Grill, 11A Church Street, Exmouth, EX8 1PE

Cabinet Member(s): John Loundoun

Director/Assistant Director: Matt Blythe

Author and Directorate: Phillippa Norsworthy Licensing Department, Housing & Health Directorate

Contact Details: Email: Licensing@eastdevon.gov.uk Tel: 01404 515616

Key decision No

If a Key Decision has it appeared on Forward Plan

Document classification: Part A Public Document

Exemption applied: None

1. Background

- 1.1 This report summarises an application for the grant of a new premises licence to be considered by the licensing sub-committee.
- 1.2 An application for the grant of a new premises licence has been received from Miss Kerry Roach. The application and accompanying redacted plans can be found at **APPENDIX A** and **APPENDIX B**. The applicant has applied for the following licensable activities and timings.
 - Provision of live music (indoors) Monday to Sunday 10:00 to 00:00
 - Playing of recorded music (indoors) Monday to Sunday 10:00 to 00:00.
 - The supply of alcohol (ON and OFF sales) Monday to Sunday 10:00 to 00:00
 - Hours open to the public 10:00 to 00:30.
- 1.3 The specified Designated Premises Supervisor is named as Miss Kerry Roach. Miss Roach holds a personal licence with Test Valley.
- 1.4 The application was advertised by way of statutory public notices displayed at the front of the premises for 28 consecutive days and a public notice was placed in the local newspaper within 10 working days of the application being accepted. The last date for representations to be received was 14 May 2026.
- 1.5 The Loft is situated on Church Street, Exmouth, and comprises a two-storey building which previously operated as a licensed premises until December 2025.

The premises licence lapsed as a consequence of an administrative oversight, in that the operator of the business failed to notify the Licensing Authority of the death of the named premises licence holder. No application for the transfer of the premises licence, nor an Interim Authority Notice, was submitted within the prescribed 28-day period following the licence holder's death.

In accordance with the provisions of the Licensing Act 2003, the premises licence was therefore deemed to have lapsed. As a result, licensable activities could not lawfully continue at the premises until such time as a new premises licence application was made and subsequently granted.

A previous application for the grant of a premises licence was received on 19 March 2026. However, this application was subsequently withdrawn, and the applicant submitted a new application, as the required public notice was not placed in a newspaper within 10 working days of submitting the original application.

Statutory Bodies' Response

- 1.6 Devon & Cornwall Police – no representation. The applicant liaised with the Police Licensing Officer ahead of making the application to propose suitable enforceable conditions to uphold the licensing objective of the prevention of crime and disorder.

Devon & Somerset Fire & Rescue Service – no representation. The premises was inspected by the Fire Safety Inspector on 26 March 2026. The applicant was issued a letter from the Fire Safety Inspector which outlined matters to address fire safety compliance and a timescale to achieve full compliance which is approximately six months from the initial inspection.

Area Child Protection Committee and Local Safeguarding Children Board – no representation.

Devon Trading Standards – no representation.

East Devon District Council, Environmental Health Service – representation received and an agreed position was reached between Environmental Health and the applicant. See **APPENDIX C**.

East Devon District Council, Planning & Countryside Service – no representation.

Primary Care Trust – no representation.

Home Office – no representation.

Representations and Responses to Notices of Hearing.

- 1.7 A total of three representations were received during the application consultation period. Full details of the representations can be found at **APPENDIX D**. Notices of Hearing were issued to all interested parties making representation. Responses to the Notices of Hearing can be found at **APPENDIX E**.

Proposed Operating Schedule and Mediation.

- 1.8 The conditions offered by the applicant on the operating schedule can be found at **APPENDIX F**. The applicant has submitted a written statement to present to the licensing sub-committee and interested parties. The applicant has prepared a statement to be read during the hearing.

Relevant Licensing Policy Considerations.

- 1.9 [The Statement of Licensing Policy 2026-2031](#) at section 3.1.1 of the Policy states: 'The Licensing Authority has a duty under the Act to carry out its licensing functions with a view to promoting the four licensing objectives.'

These are:-

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm

Section 3.1.2 of the policy states: These objectives are the only matters to be taken into account in determining the application and any conditions attached must be appropriate in achieving the licensing objectives.

Section 3.1.3 of the Policy states: A licence will only be granted where the Licensing Authority is satisfied that these objectives have been met.

Conditions

Section 6 of the policy sets out what the Sub Committee should consider before imposing conditions on a licence.

Section 6.3 of the policy states: Generally, it is recognised that the licensing function is not to be seen as a mechanism for the general control of anti-social behaviour by individuals/groups once they are beyond the direct control of the licence holder of any premises concerned. But the Licensing Authority's discretion may be engaged if relevant representations are made and there is an evidential link between the disturbance and the licensed venue.

Section 6.7 of the policy states: Applicants are encouraged to volunteer their own conditions by way of an operating schedule. The terms of a premises licence and any conditions attached should be clear, not just clear to those having specialised knowledge of licensing, such as the licensing authority or the manager of the premises but also to the independent bystander such as neighbours, who may have no knowledge of licensing at all. The licensing authority's experience has shown that

many conditions that have been volunteered have been vague, uncertain, imprecise and unenforceable. As an aid to applicants or their representatives to ensure that the operating schedules that are offered are spelt out in clear terms the licensing authority has formulated a pool of conditions which applicants are invited to use when formulating their operating schedules. Further conditions are available in Annexe D to the Guidance issued under Section 182 of the Licensing Act 2003 available on the GOV.UK website.

Licensing Hours

Section 10.1 of the Policy states: The licensing authority will deal with the issue of licensing hours on the individual merits of each application. When the Authority's discretion is engaged consideration will be given to the individual merits of an application but the presumption will be to grant the hours requested unless there are objections to those hours raised by Responsible Authorities or any other person on the basis of the licensing objectives. However, when issuing a licence with hours beyond midnight higher standards of control will generally need to be included in operating schedules to promote the licensing objectives especially for premises which are situated near residential areas.

Section 10.4 of the Policy states: The terminal hours will normally be approved where the applicant can show that the proposal would not adversely affect the licensing objectives unless, after hearing relevant representation the licensing authority believe it necessary, proportionate and reasonable to restrict the hours required.

Nuisance

Section 16.1 of the Policy states: To promote the licensing objectives, applicants for licences for licensable activities will be required to demonstrate the measures they have in place for the prevention of public nuisance. The impact of the licensable activities on people living in the vicinity should not be disproportionate or unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. The prevention of public nuisance can include low-level nuisance affecting a few people living locally as well as a major disturbance affecting the whole community. It may also include the prevention of the reduction of the living and working amenity and environment of interested parties.

Guidance issued under Section 182 Licensing Act 2003 (updated February 2026)

- 1.10 [The Guidance under Section 182 Licensing Act 2003](#) was updated in February 2026 as Licensing Authorities need to have regard to the local economy when making decisions. At 1.18 of the guidance, all licensing authorities should consider the need to promote growth and deliver economic benefits. The updated guidance also encourages authorities to recognise the significance of spiking and encourages conditions to be added to licences where appropriate and proportionate. Section 1.18 states: When making licensing decisions, all licensing authorities should consider the need to promote growth and deliver economic benefits.

Crime and Disorder

Section 2.1 of the Guidance states: Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP).

Public Safety

Section 2.8 of the Guidance states: Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

Public Nuisance

Section 2.21 of the Guidance states: The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.

Protection of Children from Harm

Section 2.28 of the Guidance states: The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions.

Representations

Section 9.4 of the Guidance states: A representation is "relevant" if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives.

There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.

Section 9.9 of the Guidance states: It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.

The Role of Responsible Authorities

Section 9.12 of the Guidance states: Each responsible authority will be an expert in their respective field, and in some cases it is likely that a particular responsible authority will be the licensing authority's main source of advice in relation to a particular licensing objective. For example, the police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should usually therefore be the licensing authority's main source of advice on matters relating to the promotion of the crime and disorder licensing objective.

Imposing conditions

Section 10.8 of the Guidance states: The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.

Section 10.9 of the Guidance states: It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives.

Proportionality

Section 10.10 of the Guidance states: The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided.

Hours of Trading

Section 10.13 of the Guidance states: The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application.

Observations

Following the implementation of the first set of regulations under the Police Reform and Social Responsibility Act on 25 April 2012 a new provision relating to the 'test' that Licensing Committees should consider when deciding on licensing applications was introduced. The evidential level for Licensing Committees has been lowered so that the test now is that their decisions need only be 'appropriate' and no longer 'necessary'.

Section 19 – Mandatory conditions relating to the supply of alcohol for consumption ON the premises.

1.11

1. (a) There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
(b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
2. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
3. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
4. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation

- to the sale or supply of alcohol.
- (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - (3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
 - (a) a holographic mark, or
 - (b) an ultraviolet feature.
5. The responsible person must ensure that—
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml;
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.”
6. (1) A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- (2) For the purposes of the condition set out in paragraph 7(1) —
- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) “permitted price” is the price found by applying the formula —

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

where—

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence—
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
 - (3) Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
 - (4) (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
 - (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
7. Any person used to carry out a security activity as required under any condition of this licence/certificate must be licensed or authorised to do so by the Security Industry Authority.

1.12 Human Rights Act 1998

The sub-committee must also have regard to the provisions of the Human Rights Act 1998 when determining this application. The 1998 Act made the European Convention of Human Rights directly enforceable in British courts. The relevant provisions are Article 6 (right to a fair trial), Article 8 (right to respect for private and family life), Article 11 (freedom of association) and Article 1 of the First Protocol (right to peaceful enjoyment of one’s possessions). These provisions are explained below. Essentially, they require the sub-committee to identify correctly the competing interests, give each appropriate weight in the circumstances of the case, and balance them against each other in order to arrive at a fair and reasonable decision.

Under Article 6, “everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law”. The procedures established by this Council for hearings under the Licensing Act 2003 are compliant with Article 6.

Under Article 8, “everyone has the right to respect for his private and family life, his home and his correspondence”. This right may not be interfered with except in accordance with the law and as may be “necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others”. In Licensing Act cases this means that the sub-committee must have regard to the effect of its decisions on local residents and balance their interests against those of the public at large (e.g. the customers of the premises under consideration) and the people operating the business from the premises.

Under Article 11, “everyone has the right to freedom of peaceful assembly and to freedom of association with others” except where it is lawful to restrict that freedom in the interests of national security or public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others”. In Licensing Act cases this means, for example, that the sub-committee is entitled to impose conditions to ensure that patrons of licensed premises

do not unreasonably disturb others living or working nearby. Again, the sub-committee should balance the competing interests.

1.13 Appeals

If the sub-committee imposes conditions on the licence with which the applicant disagrees, or modifies the licensable activities permitted or refuses to specify a person as a designated premises supervisor, he or she may appeal within 21 days of notification of the decision to the Magistrates' Court. The applicant may also appeal if an application for a premises licence is rejected. Those making relevant representations may appeal if they believe that the licence should not have been granted, or that, when granting the licence, the licensing authority ought to have imposed different or additional conditions or excluded a licensable activity or refused to specify a person as a designated premises supervisor. The magistrates' court may dismiss the appeal, or substitute its own decision, or send back the case to the licensing authority with directions as to how the case is to be dealt with. The magistrates' court may make any costs order it thinks fit.

Review Provisions

If extended hours/licensable activities are granted, the Licensing Act contains review provisions which enable any person, bodies representing them or any of the responsible authorities to apply to this licensing authority for a review of the licence. A hearing follows which enables the sub-committee to use the normal powers at a hearing (set out above) but also to suspend the licence for a period of up to three months or to revoke it.

Police Closure

A senior police officer may close any premises for 24 hours (this can be extended) where s/he reasonably believes there is or is likely imminently to be disorder on, or in or in the vicinity of the premises and their closure is necessary in the interests of public safety. Closure can also be affected if public nuisance is being caused by noise coming from the premises and closure of the premises is necessary to prevent that nuisance.

Surveillance Camera Code of Guidance-June 2013

Where a relevant authority has licensing functions and considers the use of surveillance camera systems as part of the conditions attached to a licence or certificate, it must in particular have regard to guiding principle one in this code. Any proposed imposition of a blanket requirement to attach surveillance camera conditions as part of the conditions attached to a licence or certificate is likely to give rise to concerns about the proportionality of such an approach and will require an appropriately strong justification and must be kept under regular review. Applications in relation to licensed premises must take into account the circumstances surrounding that application and whether a requirement to have a surveillance camera system is appropriate in that particular case. For example, it is unlikely that a trouble-free community pub would present a pressing need such that a surveillance camera condition would be justified. In such circumstances where a licence or certificate is granted subject to surveillance camera system conditions, the

consideration of all other guiding principles in this code is a matter for the licensee as the system operator.

Guiding principle one states:

Use of a surveillance camera system must always be for a specified purpose which is in pursuit of a legitimate aim and necessary to meet an identified pressing need.

Legitimate aim and necessity are considered in relation to the four licensing objectives which are set out elsewhere within this report if the Committee is considering conditioning any premises licence with the installation of a CCTV surveillance system.

2. Recommendations/Decision

2.1 That members consider the application for the grant of a premises licence and, having considered and given regard to all relevant representations received, take such steps (from those mentioned below) as it considers appropriate for the promotion of the licensing objectives:

2.2 The steps are:

- 2.2.1.1 To grant the licence subject to -
the conditions set out in the operating schedule accompanying the application modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and
- 2.2.1.2 any mandatory conditions which must (under sections 19, 20 or 21 of the Licensing Act 2003) be included in the licence
- 2.2.2 to exclude from the scope of the licence any of the licensable activities to which the application relates,
- 2.2.3 to refuse to specify a person in the licence as the premises supervisor,
- 2.2.4 To reject the application

3. Reasons for Recommendations/Decision

3.1 To comply with the statutory requirements of the Licensing Act 2003 and promote the licensing objectives.

4. Options

4.1 All options available for consideration are included within the recommendation.

5. Relevance to Council Plan/priorities

Set out how report links to the Council Plan/priorities:

- A supported and engaged community that has the right homes in the right places, with appropriate infrastructure
- A sustainable environment that is moving towards carbon neutrality and which promotes ecological recovery.
- A vibrant and resilient economy that supports local business, provides local jobs and leads to a reduction in poverty and inequality.
- A well-managed, financially secure and continuously improving council that delivers quality services

6. Financial Comments/Implications

6.1 The only financial implication is if an appeal is lodged against the decision made, with the possibility of court costs.

7. Legal Comments/Implications

7.1 The legal framework is set out within the report and requires no further comment.

8. Risk Implications

Activity/ plant/ materials etc	List significant hazards	People at risk	Assessment of Risk			Existing controls e.g. Safety procedures	What further action Is required to control/mitigate the risk?
			*Impact 1-4	*Likeli hood 1-4	Risk Score		
The application for a new premises licence is not granted.	The sale of alcohol and regulated entertainment taking place without an authorisation.	Persons attending and persons working at the premises.	3	1	4	A premises licence application has been made to permit the sale of alcohol and regulated entertainment.	Application to be referred to a licensing hearing, applicant has actively engaged with Responsible Authorities to ensure the premises operates safely and holds a premises licence under the Licensing Act 2003.

*Impact – Major = 4 Serious = 3 Significant = 2 Minor = 1

*Likelihood – Very Likely = 4 Likely = 3 Unlikely = 2 Remote = 1

9. Equality Implications (Public Sector Equality Duty)

9.1

Scope (<i>Provide an overview, including objectives and desired outcomes</i>)	Application for the grant of a premises licence.
Evidence gathered and engagement (<i>List stakeholders consulted and relevant processes, policies, and data sources</i>)	The application has been circulated to all Responsible Authorities relevant to the Licensing Act 2003. The application has been advertised in accordance with the statutory process.
Relevance assessment findings (<i>If relevant to equality, undertake a full EIA or If no relevance to equality, explain why with supporting information</i>)	A full EIA is required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, this assessment has demonstrated relevance to equality with regard to: Please check relevant boxes <input type="checkbox"/> Age <input type="checkbox"/> Pregnancy and maternity <input type="checkbox"/> Disability <input type="checkbox"/> Sexual orientation <input type="checkbox"/> Race <input type="checkbox"/> Gender reassignment <input type="checkbox"/> Sex <input type="checkbox"/> Marriage or Civil Partnership <input type="checkbox"/> Religion or Belief <input type="checkbox"/> Armed Forces <input type="checkbox"/> Other, e.g. carers, care leavers, low income, rurality/isolation, etc. If no, explain why:
Relevance ranking	<input type="checkbox"/> High – Very relevant to protected characteristics <input type="checkbox"/> Medium – Somewhat relevant to protected characteristics <input checked="" type="checkbox"/> Low – Not relevant to protected characteristics
Key findings and impacts	
Conclusion drawn (<i>i.e No major changes needed; EIA found no negative impact or adjust policy/process to remove identified barriers</i>)	All applications for the grant of a premises licence are subject to a 28-day public consultation – any person can make a representation to an application for the grant of a premises licence. All representations must be relevant to the promotion of the 4 licensing objectives: Prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.
Actions (<i>Proposed actions to mitigate negative impacts on identified groups</i>)	All representations must be in writing, this includes emails. Public notices are placed at the premises, in the newspaper and on East Devon District Council's website. The licensing authority will assist any person with the licensing process, should they require reasonable adjustments.
Signed off by	

10. HR and Workforce Implications

10.1 None.

11. Community Safety Implications (Crime and Disorder)

Decisions under the Licensing Act 2003 must promote the four licensing objectives which include the prevention of crime and disorder. The Licensing & Enforcement Committee must take such steps as it considers appropriate for the promotion of the licensing objectives when determining the application, having given regard to all relevant representations received.

12. Climate Change Implications

12.1 When determining an application for the grant of a premises licence under the Licensing Act 2003, the Licensing & Enforcement Sub Committee must consider whether any action or step is appropriate for the promotion of the licensing objectives being: the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.

12.2 The Licensing & Enforcement Sub Committee cannot refuse or condition a licence because of climate change concerns, or concerns about the environmental impact of an application, unless these concerns specifically fall within the scope of a licensing objective. E.g. light pollution causing a public nuisance.

13. Health & Safety and Health & Wellbeing Implications

13.1 Decisions under the Licensing Act 2003 must promote the four licensing objectives which include public safety. The Licensing & Enforcement Committee must take such steps as it considers appropriate for the promotion of the licensing objectives when determining the application, having given regard to all relevant representations received.

14. Procurement and Social Value implications

14.1 There are no procurement and social value implications arising from the recommendations in this report.

15. Land and Buildings (non-housing)/Asset Management Implications

15.1 None.

16. Overview and Scrutiny Committees Comments/Recommendations

16.1 None.

17. Digital and Data

17.1 There are no digital or data implications arising from the recommendations in this report.

18. Consultation and Engagement

18.1 The applicant has advertised the application by way of a public notice for 28 consecutive days and in the local newspaper in accordance with the Licensing Act 2003.

19. Communications

19.1 A Decision Notice will be issued within 5 working days after date of the hearing and issued to all interested parties.

20. Next Steps

20.1 That the licensing sub-committee will consider the application as detailed within this report on 10 June 2026. A Decision Notice will be issued within 5 working days of the hearing taking place.

21. Appendices

21.1 APPENDIX A – Application
APPENDIX B – Plan
APPENDIX C – Agreed position with Environmental Health
APPENDIX D – List of representations.
APPENDIX E – Responses to Notice of Hearing
APPENDIX F – Proposed conditions from the Operating Schedule.

22. Background Papers

22.1 N/A.

Proposed Report Sign Off process

Please make sure you have obtained the relevant sign off and the date completed before submitting your report to Democratic Services.

	Officer Name	Date requested	Date Completed
Legal & Governance	Monitoring Officer or Deputy Monitoring Officer		Required
Finance	Section 151 Officer or Deputy S151 Officer		Required
Communications	communications@eastdevon.gov.uk		If applicable
Digital and Data	digital@eastdevon.gov.uk		If applicable
Engagement	engagement@eastdevon.gov.uk		If applicable
HR	HR Lead		If applicable
Chief Executive	Chief Executive		If applicable
Director	Relevant Director		If applicable
Assistant Director(s)	Relevant Assistant Director(s)		Required
Cabinet Lead Member(s)	Relevant Lead Member (s)		If applicable

Executive Leadership Team	ELT	Insert date approved by ELT	If applicable
Strategic Leadership Team	SLT		If applicable

Application for a premises licence to be granted under the Licensing Act 2003

Please read the following instructions first

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/we KERRY ALISON ROACH
(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
THE LOFT BAR AND GRILL 11A CHURCH STREET			
Post town	EXMOUTH	Postcode	EX8 1PE

Telephone number at premises (if any)	01395 223195
Non-domestic rateable value of premises	£ 3200

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **appropriate** Please tick as appropriate

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

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

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

(A) individual applicants (fill in as applicable)

Mr	Mrs	<u>Miss</u>	Ms	Other Title (for example, Rev)
Surname		First names		
ROACH		KERRY ALISON		
Date of birth	[REDACTED]	I am 18 years old or over	Please tick yes <input checked="" type="checkbox"/>	
Nationality	[REDACTED]			
Current residential address if different from premises address	[REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]	
Daytime contact telephone number	[REDACTED]			
E-mail address (optional)	[REDACTED]			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service (please see note 15 for information)				

--

Second individual applicant (if applicable)

Mr	Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname			First names		
Date of birth or over		I am 18 years old		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 'share code' provided to the applicant by that service: (please see note 15 for information)					

(B) Other applicants

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

Name
Address

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

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
23	03	2026

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

DD	MM	YYYY

<p>Please give a general description of the premises (please read guidance note 1)</p> <p>PREMISES IS DIVIDED OVER TWO FLOORS. FIRST FLOOR IS MAIN BAR AREA, WC, KITCHEN/GLASS WASH, SEATING AND STAGE AREA. TWO WINDOWS WHICH ARE BOARDED OVER WITH ACOUSTIC PANELS. SECOND FLOOR IS SET UP AS A RESTAURANT WHICH SEATS 30, FULL WORKING KITCHEN WITH SERVICE ARE IN FRONT. STAIRS TO THE RIGHT TO BOTH FLOORS ARE ENTRY AND EXIT. STAIRS TO THE LEFT ARE FIRE EXITS TO BOTH FLOORS.</p>

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

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

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

Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a) plays (if ticking yes, fill in box A)	
b) films (if ticking yes, fill in box B)	
c) indoor sporting events (if ticking yes, fill in box C)	
d) boxing or wrestling entertainment (if ticking yes, fill in box D)	

e)	live music (if ticking yes, fill in box E)	✓
f)	recorded music (if ticking yes, fill in box F)	✓
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	✓

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)		
<u>Supply of alcohol</u> (if ticking yes, fill in box J)		✓

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please <u>tick</u> (please read guidance note 3)	Indoors	
Day	Start	Finis h		Outdoors	
Mon	Please give further details here (please read guidance note 4)	Both	
Tue			
Wed	State any seasonal variations for performing plays (please read guidance note 5)		
Thur			
Fri	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat			
Sun			

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon	Please give further details here (please read guidance note 4)	Both	
Tue			
Wed	State any seasonal variations for the exhibition of films (please read guidance note 5)		
Thur			
Fri	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat			
Sun			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon	
Tue	
Wed	State any seasonal variations for indoor sporting events (please read guidance note 5)
Thur	
Fri	Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Sat	
Sun	

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 4)	Both	
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	10.00	24.00	Please give further details here (please read guidance note 4) Plans are to not have regular live music, but private functions may wish to have solo or duo artists.		
Tue	10.00	24.00			
Wed	10.00	24.00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10.00	24.00			
Fri	10.00	24.00			
Sat	10.00	24.00	Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	10.00	24.00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finis h		Outdoors	<input type="checkbox"/>
Mon	10.Am	24.00	Please give further details here (please read guidance note 4) RECORDED MUSIC WILL BE PLAYED DURING OPENING HOURS AT A BACKGROUND LEVEL	Both	<input type="checkbox"/>
Tue	10.Am	24.00			
Wed	10.Am	24.00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10.Am	24.00			
Fri	10.Am	24.00			
Sat	10.Am	24.00	Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	10.Am	24.00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Day	Start	Finish		Outdoors	
Mon	Please give further details here (please read guidance note 4)	Both	
Tue			
Wed	State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur			
Fri	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat			
Sun			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	24.00		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	24.00	Please give further details here (please read guidance note 4)		
Wed	10.00	24.00			
Thur	10.00	24.00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri	10.00	24.00			
Sat	10.00	24.00	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun	10.00	24.00			

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
				Off the premises	
Day	Start	Finish		Both	<input checked="" type="checkbox"/>
Mon	10.00	24.00	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Tue	10.00	24.00			
Wed	10.00	24.00			
Thur	10.00	24.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri	10.00	24.00			
Sat	10.00	24.00			
Sun	10.00	24.00			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name	KERRY ALISON ROACH
Date of birth	[REDACTED]
Address	[REDACTED]
Postcode	[REDACTED]
Personal licence number (if known)	PERS-LIC-283
Issuing licensing authority (if known)	TEST VALLEY BOROUGH COUNCIL

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

NONE.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	NONE
Mon	10.00	00.30	
Tue	10.00	00.30	
Wed	10.00	00.30	
Thur	10.00	00.30	
Fri	10.00	00.30	
Sat	10.00	00.30	
Sun	10.00	00.30	
			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
			NONE

M

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

PLEASE SEE APPENDIX 1 ATTACHED

b) The prevention of crime and disorder

PLEASE SEE APPENDIX 1 ATTACHED

c) Public safety

PLEASE SEE APPENDIX 1 ATTACHED

d) The prevention of public nuisance

PLEASE SEE APPENDIX 1 ATTACHED

e) The protection of children from harm

PLEASE SEE APPENDIX 1 ATTACHED

Checklist:

Please tick to indicate agreement

• I have made or enclosed payment of the fee.	✓
• I have enclosed the plan of the premises.	✓
• I have sent copies of this application and the plan to responsible authorities and others where applicable.	✓
• I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	✓
• I understand that I must now advertise my application.	✓
• I understand that if I do not comply with the above requirements my application will be rejected.	✓
• [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).	


It is an offence, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

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.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	<ul style="list-style-type: none"> • [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 become invalid if I cease to be entitled to live and work in
-------------	---

	<p>the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> 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, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	15.04.2026.
Capacity	PROPRIETOR.

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.
- 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.
 - 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.
 - 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect

of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.

10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.
15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be issued to an individual or an individual in a partnership which is not a limited liability 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 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 the right 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 which an applicant has provided, to demonstrate their entitlement to work in the UK (which do not need to be certified) as per information published on gov.uk and in guidance.
- 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).

Home Office online right to work checking service.

As an alternative to providing a copy of original documents, 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 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, 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 shared digitally. 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 copies of documents as set out above.

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.

From: [Linda Nichols](#)
To: [Licensing EDDC](#)
Subject: RE: New licence application - The Loft Bar and Grill
Date: 27 April 2026 14:37:09
Attachments: [image001.png](#)
[image002.png](#)

Hello Phillippa

Yes, it is all as per the previous licence application.

Kind regards

Lin

Linda Nichols
Technical Officer

Environmental Health - Commercial
East Devon District Council

[REDACTED]

[REDACTED]



www.eastdevon.gov.uk

Blackdown House, Border Road,
Heathpark Industrial Estate,
Honiton. EX14 1EJ

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From: Licensing EDDC <licensing@eastdevon.gov.uk>
Sent: 27 April 2026 13:52
To: Linda Nichols [REDACTED]
Subject: RE: New licence application - The Loft Bar and Grill

Hi Linda,

Many thanks, can I confirm that you are making a representation under the licensing objective of Public Safety and you have an agreed position with the applicant.

Kind regards

Phillippa

Phillippa Norsworthy
Licensing Manager

Housing & Health
East Devon District Council

licensing@eastdevon.gov.uk

01395 517415
07517911529

Working days: Monday to Friday.



www.eastdevon.gov.uk

Blackdown House, Border Road,
Heathpark Industrial Estate,
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From: Linda Nichols <Linda.Nichols@eastdevon.gov.uk>
Sent: 24 April 2026 12:26
To: Licensing EDDC <licensing@eastdevon.gov.uk>
Subject: FW: New licence application - The Loft Bar and Grill

Good afternoon

Condition to be added to the premises licence as noted on previous application

Kind regards

Lin

Linda Nichols
Technical Officer

Environmental Health - Commercial
East Devon District Council

[Redacted]

[Redacted]



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From: kerry.roach [Redacted]
Sent: 30 March 2026 10:13
To: Linda Nichols [Redacted]
Subject: RE: New licence application - The Loft Bar and Grill

I can confirm that the roof terrace will not be used by the public and that a sign saying no admittance, unless in a case of emergency, will be advertised. Many Thanks
Kerry Roach

----- Original message -----

From: Linda Nichols [REDACTED]
Date: 26/03/2026 15:10 (GMT+00:00)
To: "kerry.road" [REDACTED]
Subject: New licence application - The Loft Bar and Grill

Good afternoon Kerry

Further to my visit today, you have confirmed that the upstairs area is not open to the public and the roof terrace is not for use due to safety concerns, so I will ask for a condition to be added to the premises licence to state that the roof terrace will not be in use for members of the public and you will display a 'No admittance except in case of emergency' notice on the fire door leading to the terrace.

Can you confirm to me in writing that this condition, relating to the roof terrace, can be added to the premises licence on public safety grounds.

I look forward to hearing from you as soon as possible, before the end of the consultation period.

Kind regards

Linda

Linda Nichols
Technical Officer

Environmental Health - Commercial
East Devon District Council



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REPRESENTATIONS LIST

Appendix D

Application No: 061741

Application Date: 16 April 2026

Licence Type: Premises Licence WITH Alcohol

Licence No: N/A

Application Type: New Application

Premises: Loft Bar & Grill (The)
11A Church Street, EXMOUTH, Devon, EX8 1PE.

Applicant: Kerry Alison Roach

[REDACTED]

Person making Representation: Environmental Health Officer
Blackdown House, Border Road, Heathpark Industrial Estate, HONITON, Devon

Representation Accepted: Representation has been accepted

Reason: Agreed Position

Details: Please see below the email trail detailing an agreed position I have come to with the applicant for the above New Premises Licence at The Loft Bar and Grill.

In light of this I would like to make a representation under the Public Safety licensing objective to have the additional condition added to the licence should it be granted:

"The roof terrace will not be in use for members of the public and a 'No admittance except in case of emergency' notice will be displayed on the fire door leading to the terrace."

Evidence:

Suggestion:

Application No: 061741

Premises: Loft Bar & Grill (The)
11A Church Street, EXMOUTH, Devon, EX8 1PE.

Person making Representation: D W Peacock



Representation Accepted: Representation has been accepted

Reason: Public Nuisance

Details: I am writing to formally object to the premises licence application for The Loft Bar and Grill, 11 A Church Street, Exmouth.

My objection is based on serious and ongoing concerns relating to the licensing objectives, in particular the prevention of public nuisance, the prevention of crime and disorder, and the promotion of public safety.

The premises is situated within a densely populated residential area. Historically, its operation has resulted in repeated disturbances both within the venue and in the surrounding streets. Noise levels have frequently been excessive and have had a significant impact on nearby residents, many of whom are elderly. The lack of effective soundproofing means that music and customer noise travel easily, particularly when windows are open, regularly exceeding what would reasonably be considered acceptable levels late into the evening.

Since the venue's recent closure, there has been a noticeable and widely commented improvement in the quality of life for local residents. This change alone highlights the extent of the disruption previously experienced.

There are also ongoing concerns regarding management and compliance. The premises has, in the past, appeared not to meet expected safety and operational standards, including concerns raised locally about the absence or inconsistency of CCTV coverage, insufficient door supervision, and unsuitable glazing for noise control. In addition, the management has been perceived as unapproachable when residents have attempted to raise issues, which has made constructive resolution difficult.

Furthermore, there have been repeated observations of anti-social behaviour associated with the premises. This has included individuals congregating outside, causing disturbance, and instances of suspected drug use in public view. There have also been incidents of loud and aggressive disputes linked to the premises, which have further impacted the sense of safety and wellbeing within the community. Taken together, these issues demonstrate a clear risk that granting this application would undermine the licensing objectives and lead to a return of the unacceptable conditions previously experienced by residents.

For these reasons, I respectfully request that the application be refused. At the very least, I would urge the Licensing Authority to give significant weight to the lived experience of local residents when considering this matter.

Thank you for taking the time to consider this representation.

Evidence:

Suggestion:



Application No: 061741

Premises: Loft Bar & Grill (The)
11A Church Street, EXMOUTH, Devon, EX8 1PE.

Person making Representation: B J Peacock



Representation Accepted: Representation has been accepted

Reason: Public Nuisance

Details:

My objection is based on serious and ongoing concerns in relating to the licensing re the following:

Public nuisance
Prevention of crime and disorder and public safety

The premises is situated within densely populated residential area, with new housing of 50 or more properties or so soon. Historically, it has repeated disturbances both within the venue and surrounding area. Noise levels have frequently been very excessive, having a significant impact on residents of all ages.

Lack of effective soundproofing means music and customers noise travel. The windows are open, regularly exceeding acceptable levels late into the evening, early mornings.

(The windows are sometimes kept open for days meaning birds fly in and out for days)

Since venues recent closure, there has been noticeable improvement of locals quality of life and have been commended on. This change alone highlights the extent of disruption previously experienced.

Ongoing concerns re management and compliance

Premises have in the past, appeared not meet expected safety, operational standards: CCTV coverage, insufficient door supervision, unsuitable glazing re noise. Roof terrace would not be safe also customers would be able to look into our property i.e lounge & bedroom. Garden/courtyards would also lack privacy. Rubbish thrown from 2/3 storeys high, shouting to persons below. Re wooden fencing, on very windy days we already have had items blown into our courtyards.

The above demonstrate clear risk granting this application would undermine licensing objectives, leading to a return of unacceptable conditions previously experienced by residents.

For these reasons, I respectfully request that the application be Refused, and at very least, I would urge the Licensing Authority to give significant weight to the lived experience of local residents when considering this matter.

Thank you for taking time to consider this representation

Evidence:

Suggestion:



Application No: 061741

Premises: Loft Bar & Grill (The)
11A Church Street, EXMOUTH, Devon, EX8 1PE.

Person making Representation: Thomas Gordon

Representation Accepted: Representation has been accepted

Reason: Public Nuisance

Details:

I am writing in order to object to the application Ref No. 061741, by Kerry Alison Roach for a Premises Licence for The Loft Bar and Grill, 11A Church Street, Exmouth, EX8 1PE

Prevention of Public Nuisance

I have lived [REDACTED] The 1st floor Loft Bar & Grill, from before it was converted into a pub. The party wall runs the whole length of the pub. Over that time, my life and home have been harmed more than any others, with nuisance from it, including noise and vibration, damage to my roof, windows, threats, physical attacks, people late at night shouting up to be let into the pub and vigorously trying to kick my [REDACTED] open, (because they drunkenly thought that [REDACTED] was the pub) as well as damage to my car and urination through my letterbox, which although it cannot be shown to be associated with 11A, probably was. There was never any insulation added to [REDACTED] and most of the [REDACTED] from both sides.

12 people [REDACTED] the Pub and these two things demonstrate more clearly than anything else, how much the nuisance affects residents.

1) There are 7 houses opposite the pub entrance, all within 6 metres. Before the pub opened, they were all owner occupied and included 2 children. There have been no children for years and 6 of the 7 are now rented out, because nobody who is thinking of taking out a mortgage, would want to be trapped in a life there, unable to get to sleep at a normal time, bring up children or have a peaceful retirement, in a narrow street that magnifies the effects of both the music and drinkers, who are right outside their front doors and windows. Renters will accept more nuisance, for a while, taking into account that it is cheaper to rent there, always knowing that they can easily just move away. The one remaining owner occupier can't afford to leave.

2) I have had to alter my [REDACTED] because late disturbance from the pub made it impossible to get enough sleep on a regular basis to [REDACTED]. These are the enduring effects that this pub has had on its neighbours. It has always been unsuitable for use as a bar and sometimes publicans have acted beyond the terms of their permissions and licenses. We have typically been unable to get nuisance properly dealt with by EDDC or the police and so continuing to complain has been pointless. The last few, quiet months since it shut though, have been wonderful.

The noise is the greatest nuisance for this predominantly music pub with live music, recorded music and karaoke proposed until midnight with customers drinking up until 12:30.

For those living immediately opposite, when the 1st floor fire doors are opened, either for people entering/leaving or to let heat out, the loud music barrels down the brick stairway and directly at the houses opposite. When the fire door springs shut without damping, it bangs loudly. What the pub really needs is an acoustic airlock/ sound lobby and proper sound insulation to all walls, windows and the ventilation system, including provision of air conditioning and noise limiting devices. Planning permission required all windows on the North, South and East to be fixed, opaque and double glazed. This clearly never happened.

Sound insulation of the 1st floor bar extraction fan opposite the 7 houses is nil. At one time previous licensees agreed with environmental health that they would sound insulate it during live music, but this merely entailed putting a cushion over it, which they admitted in writing, "sometimes fell down". Currently, when the music is particularly loud, the glass of the buildings original sash windows vibrates. Clearly they are not effectively soundproofed and there is no reason why this new license should be allowed to cause such a nuisance.

Music from the nearby F&L Pub has an entirely lesser impact on the neighbourhood, as it is emitted away from housing onto a carpark and an open aspect road.

The two main issues for ourselves are :-

1) Loud music until late at night, transmitted through the walls and floor, with not even a half hearted attempt at insulation, on this first floor property,
2) If inebriated customers are allowed on the flat roof, then as in the past, [REDACTED] and the security of [REDACTED] would be put at risk, along with the noise nuisance we have experienced in the past from external loudspeakers and people speaking loudly and volubly, especially when shouting 2 storeys down to friends.

Moving vapors and smokers from the street to the 2nd floor flat roof would not remove a nuisance. It would merely move it a few feet to a less supervised area, where customers will feel less motivation to self restrain, where it would create heightened and extra, new nuisances, which will be considerably more dangerous both for customers and innocent people in the street, as well as disturbing to neighbours all around. The freeholder has the use of land which is immediately adjacent to the pub, currently under-used for selling cars, which would greatly reduce nuisance to all residents if the smokers went there instead.

The applicant has offered signs and monitoring (mainly with only generalised promises) & no drinking on the roof, after 9pm, but it would still be used until 12:30, which restriction will achieve all but nothing and shows a shocking lack of concern for the nuisance that their pub causes for the entire time that it opens. Police will disperse noisy people outside, if they are still there when they eventually arrive, but generally they merely suggest contacting EDDC for noise nuisance issues.

Environmental health This property was given planning permission against the advice of officers, so subsequently a multitude of conditions were applied in order to bodge a response, to try and mitigate the troubles permission cause.

Council officers appear to have been unable/unwilling to enforce/support almost any conditions, which has made it pointless to continue complaining, although I sympathise with their long term understaffing problems.

For instance, I have been told that the reason that this new license has been applied for, is that it was run

by the applicant without a DPS. The lack of a DPS and both the CCTV failure and their failure to notify the police and EDDC about that, were not noticed until the sad death of a young customer outside the bar. This led to the police demanding access to the CCTV recordings (which were a condition of the license). An investigating policeman told me that their CCTV wasn't working when he wanted to see evidence of a previous street fight (which led to a man's imprisonment) and the property has not been maintaining a number of other elements of the building.

I have only once managed to get environmental health to do a noise measurement reading and they pointlessly arrived at 7 pm, before customers arrived nextdoor, when unsurprisingly they decided that it was not noisy in my bedroom. To give a non technical indication of what Environmental Health do NOT consider nuisance from the pub next door to be, it includes noise levels where it hampers normal volume conversation in my living room, lasting until 12:30 at night.

Many restrictions on usage have been removed over time, one by one, normally without residents knowing, because residents are not notified of most applications and "the licensing authority is only able to consider imposing conditions...if relevant representations have been made". There have been considerable deviations from the original planning and licensing controls over a long period, which have greatly impacted the area and the bar is now far from the original requirement of "retaining the nature of a winebar".

Subsequent to the bar first being created, the area has been gentrified and the nuisance from the bar has become even less acceptable. The nearby builders merchants, small repair garages, the Builders Arms pub, the dairy, the printers, auction rooms, a factory and the hire centre, have all closed.

These are some conditions which have previously been imposed by planning and the licensing justices, (but which are predominantly not being currently offered by the applicant) :-

Southern staircase

to be only used as an emergency exit because it discharges directly onto a public roadway with highway safety concerns

According to the Fire Brigade, it had to be maintained empty at all times of anything which could block full and free exit, with normal use of it by customers banned, because they could hinder other people using it to exit in an emergency

Sound insulation of the walls was needed BUT this wooden stairway which is directly fixed to the party wall, creates and transmits noise very efficiently, in part because the applicant appealed to the department of the environment who overruled the council's building regulations dept decision of requiring a concrete stairway, before the DoF accepted that it had been in error, by which time it was then considered too late to reverse it. There is no sound attenuation of any sort...or even plaster on the pub side, within both the stairway and the bar.

The street door at the bottom had to be fixed open whenever customers were on the premises, because it was an inward opening door for an emergency exit. This made it more difficult to stop customers using it. The first floor fire doors to the staircase had to be kept shut and panic bars fitted on the inside, to both protect the fire exit route leading from the 2nd floor and also to dissuade customers from using it as an entrance.

Northern Entrance The street door at the bottom had to be fixed open whenever customers were on the premises, because it was an inward opening door for an emergency exit.

Opening hours They should be limited to 10:30 plus drinking up on M-Th+Sun & 11 plus drinking up on Friday and Sat, and "this closing time be maintained for the whole premises and that the restaurant must close at the same time as the bar" and "there shall be no application for a special hours certificate under section 77 of the licensing act".

The Flat Roof Previous licensing specifically required planning permission to be granted before it could be used under the terms of the license. It must be cleared of all free standing materials at all times and shall not be used for any purpose (including storage) in connection with the use hereby approved except in emergencies". It should be retained only as an open area for an emergency exit route to the Eastern emergency exit staircase. An appeal was turned down for erecting fences around it and using it as a smoking area. This was "in the interest of the amenities of adjacent properties" and because the fire brigade considered use of it could impede customers from the bar using it as an escape route in an emergency.

The 2nd floor restaurant had to have its windows to the North, East and South be double glazed and permanently fixed shut with obscured glass and used solely for table dining. The restaurant door to the flat roof must also be double glazed and kept shut.

The 1st floor bar Adequate ventilation must be provided and a scheme for noise attenuation in the Gents toilets concerning the WC, urinal, fan and door, including no soil, vent or waste pipes from the urinals or WC being fixed to the party wall to the East, in the interests of the amenities of adjacent properties. The license specified that "there shall be no more than 3 varieties of draught beer or cider available for supply or sale" and "no application to sell spirits" and required that the "property must retain the character of a wine bar/restaurant" and that "there shall be no applications for any occasional licenses."

The windows to the North and South must be double glazed, fixed shut and obscured in the interests of privacy for the neighbours and for sound attenuation.

Live Music The EDDC chief health and housing officer recommended that there should be none allowed at all, but because outline planning permission (recommending for outright refusal by the officers) had neglected to mention this point amongst all the others listed, it was felt too late to impose the restriction within full planning permission.

All external doors and windows must be kept shut, other than for access and egress, in all rooms when events involving amplified music or speech or other entertainment are likely to give rise to noise.

The electrical system, including portable appliances must be inspected and tested annually by a competent person to ensure safety. A competent person will be a qualified electrician who is registered with the ECA or NICEIC.

The Gas System, including appliances, must be inspected and tested by a CORGI registered gas engineer annually and a satisfactory Gas Safety Certificate must be obtained.

If this venue IS accepted as being suitable for a license, subject to restrictions, then most of these previous restrictions and a few more are needed to be included because they have clearly not been sufficient in the past to prevent public nuisance and disorder.

Additional terms for consideration:-

SIA men should be employed whenever the bar is open, due to the difficulties of supervision over 3 floors. Public liability insurance should be obligatory

It requires air conditioning in the bar area because they are not allowed to open any windows apart from a small transom facing to the West. The build up of heat is the excuse why windows have been opened and the fire doors to the staircases sometimes wedged open.

Supply of alcohol for consumption on the premises to any private friends who are bona fide entertained by them at their own expense or the consumption by persons so supplied, should be disallowed, because this has been an issue in the past and the nature of the property means that there is no opportunity for police to collect evidence when the doors are locked as there is no visibility within the property from outside and the CCTV is only offered when "customers are on the premises" which means that it is not obligatory to record evidence of any potential wrongdoing during lock-ins with "friends", for police to access later.

No customers will be permitted to take open containers of alcoholic or soft drinks from the licensed part of the premises and no customers to be permitted on the flat roof except for emergency exit.

Noise insulation to be applied to the entire party wall of the property as well as to fans. All windows on 1st and 2nd floor pointing North, South and East to be replaced with double glazed units where they are single glazed and/or Victorian sash windows.

An electronic noise limitation system to be used if permission for live or recorded music is allowed.

Temporary events notices should be disallowed.

Prevention of crime and disorder

Use of the flat roof is specifically not allowed by planning controls except for emergency exit.

The applicant makes much of the nature of the CCTV that would be relied upon, but there are always glaring gaps in the effectiveness of even professionally fitted, expensive CCTV systems and it has to be taken into account that the applicant was noticed on social media asking for help to fix her existing cameras on the cheap.

SIA doormen are offered to be in attendance BUT ONLY during special events Those events with their even longer hours need to be prohibited instead.

At any normal time, there are no spare staff whose job is to monitor the building and surroundings via CCTV. The proof is self evident that this was previously of little importance for Miss Roach. Anyway, even if highly motivated, it would be near impossible to maintain control of the 2nd floor flat roof by relying on a barmaid on the 1st floor to look at the CCTV, between customers, identify issues and then belatedly take action. The 2nd floor restaurant is used only extremely infrequently, so any action taken would require the barmaid to study the CCTV carefully, before then walking through the bar, through the door to the landing, through the next door and up the stairs, through another door into the diner, walk through the diner and through another door onto the roof, before she was able to deal with issues in person. It would be a natural place for drug dealers to be attracted to. It would take very good audio and vision from at least 8 modern cameras to stand any chance of identifying what was really going on on the roof, let alone be acceptable in court, even if the barmaid had the time and inclination. It is often naturally dark there during main opening hours and putting up a few more lights still would not make it an area which is capable of being easily or successfully supervised by barstaff from one storey down. It is not even reasonable to expect maintenance of the lighting to be satisfactory, as the general maintenance of the building has continued to be very poor in a number of ways.

Neighbours have evidenced (through the windows) drug taking in the toilets as well as use of the flat roof by customers. Druggies would relish the warning available to them of looking down 2 storeys to spot police arriving and also being able to see the barmaid coming from inside the other side of the diner.

down to the flat roof, terminating approximately 40cm above the flat roof for the whole length of the bar. It is thus within easy grasp of anybody who may lean on, sit on or fiddle with and dislodge/damage slates or attempt to break . It would be effortless if an inquisitive or boisterous lad were to be tempted, when urged on by his mates, for a bet, a lark, a prank, boredom, bravado or sheer drunkenness to run up it and look over the top of the roof and inevitably sometimes climb down the other side to another flat roof, with inevitable . It could not be practical to successfully erect fence panels all around (as suggested in a previous publican's rejected planning application) because there would be nothing to fix onto and the flat roof cannot be drilled whilst remaining waterproof. Railings would not stop vandalism when the pubs flat roof was illicitly used and

Promotion of Public Safety

The Southern door discharges directly onto the roadway and is clearly not suitable for normal entry/exit even if it didn't cause enormous noise in my flat when they do it, as well as possibly endangering free exit (according to the fire brigade).

The Northern door, which is the sole entry/access door for all customers, has a pavement only 24 inches wide which is thus not able to be walked along in any reasonable manner. Therefore, an inebriated customer exiting, has all but no opportunity to avoid cars driving along the 3.8m wide road, close to a T Junction. He would have nil chance at all if two cars were trying to pass, or even if one car was driving along just normally close to the kerb, at the same moment that he emerged. How can this be allowed? I think that the only reason nobody has been run down there (that we know of) is because of people already standing in the road, making cars slow right down/stop. The driver could not reasonably be held to blame for any fatality - only those who allowed an unsuitable property with dangerous access to be used as a pub. There was a young man taken unconscious to hospital from near the door, but I don't think that the CCTV was working and I don't know the details of how he sustained his injuries.

The 1st floor fire doors being held open is clearly a fire hazard and illegal, but in hot weather the pub could be like a sauna, given the lack of other ventilation. The heat is possibly even dangerous for some customers. They need air conditioning.

Any public use of the 2nd floor flat roof and the adjacent roofs and railings present an enormous danger, being so high and accessible, even without mentioning the fire hazards that EDDC and the fire brigade have previously written about. With the obvious increase in the use of illegal and "legal highs", (at the expense of cigarette consumption), in addition to the effects of alcohol, there is a danger particular with this property, of a youth under the influence, wanting to walk, balance or climb, dangerously, above the level of the flat roof or along the parapet, for a reason that only they ever seem to understand, with the possibility of falling from the second floor probably to their death from such a height. There are no other premises in town that have alcohol consumption at such an unprotected and dangerous height. This flat roof was never designed to be suitable for the public to use, even when sober.

Application No: 061741

Premises: Loft Bar & Grill (The)
11A Church Street, EXMOUTH, Devon, EX8 1PE.

The council, when refusing use of the flat roof said that it "would be likely to cause noise, overlooking and general disturbance to an unacceptable degree, harmful to the amenity of neighbouring residential properties..." but it would also offer very considerable danger to any customers who felt over adventurous. The various signage offered, are going to have close to zero effect.

Danger below. Anything thrown over would fall inbetween 6 and 8 metres onto either a public highway or cars or people walking innocently below. It could be a hard or heavy item or a lit item flicked over or drugs or unpleasant liquids/solids or all of them at the same time. These items clearly represent a very substantial danger to pedestrians in the street and would be more likely to happen precisely because it would be obvious to the lads above, that in practice, no one below would be able to prove who was responsible for the "accident". The current, short, spiked railings are not only extremely poorly fixed to the building and likely to come away, but also very dangerous especially if a disturbance was to break out. No fence would stop this happening.

Previously we witnessed people shouting/throwing things down to the street and they can also just look down into the bedrooms of the houses plus the otherwise private gardens which are oh so close. The applicant wants to use the flat roof from 10 am until 00:30, but this would be a severe nuisance at all times of the day and night for residents from both the North, East and South sides.

The flat roof is bitumen based and a previous licensee (who was turned down from using it), had offered wooden slatted decking in order to protect its integrity. This would have trapped potentially flammable materials which would have further heightened the dangers from lighted cigarettes being casually discarded there, causing a fire on a fire exit route.

Putting unsupervised, intoxicated people on a high building stands the very real danger of them causing serious problems to both themselves and others below. The restaurant is barely used.

This license should be refused entirely, but if granted, there need to be significant restrictions that are capable of being independently and regularly checked.

Signed
Tom Gordon

Evidence:

Suggestion:

The Loft – Responses to Notice of HearingApplicant

Kerry Roach	
Hearing Unnecessary	N/a
Attending	Yes
Request to be represented by:	Kate Waddams – Solicitor – Vine Orchards LLP Faye Dunn – Paralegal – Vine Orchards LLP
Supporting documents	Submitted statement – Statement will be heard during the hearing.
Summary of key points	Submitted statement – Statement will be heard during the hearing.

Other Persons

1.	Tom Gordon
Hearing Unnecessary	No
Attending	Yes
Supporting documents	Original representation – see APPENDIX D
Summary of key points	<p>Prevention of crime & disorder The much-vaunted CCTV to supervise the entrances, bar and flat roof can't be practical and effective over 3 storeys, with no staff employed to monitor it, except perhaps during special events (there is a history of the cameras not working at all). My slate roof slopes up from just inches above the flat roof and will be damaged once again when drinkers/smokers sit on it, clamber up it etc. Police will be visible in the street below and unable to make surprise visits.</p> <p>Public Safety The Southern door and Northern door are both dangerous exits. Use of the 2nd floor flat roof will facilitate reckless roof clambering, danger for people below and cars as well as a fire danger for the bitumen flat roof from smokers. Unsupervisable, intoxicated people on such a high building is asking for disaster.</p> <p>Prevention of public nuisance Environmental officers objected to any use as a pub and wanted live/ recorded music banned. Planning requires the roof not to be used at all and all N,S &E windows to be insulated and fixed shut - that was only partially done. Nearby flats have been severely effected especially mine, where wall/joist insulation is nil. Moving smokers from the street to the roof will be counterproductive, leading to greater and more nuisances occurring plus added dangers.</p>

2.	Mr D W Peacock
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	<p>She has been there for years and has almost never used the kitchen, no staff on the second floor means they can't effectively monitor the roof, so it will become a haven for unsavoury activities.</p> <p>Roof terrace unsafe, and out of licence area. An off-licence for roof must be refused, use of the roof must be refused, objects being thrown off and people falling from height, especially when intoxicated are ridiculous risks for customers and people below.</p> <p>Roof they will be noisily looking into our bedroom and lounge. As we have already experienced, windows are meant to be shut and double glazed but never have been. A lot of shouting after they close. Loud music in a residential area should never be allowed.</p>

3.	Mrs B J Peacock
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	<p>History of anti-social behaviour with these premises regular shouting, aggressive and disorderly conduct late into night. Groups congregating in the street. A negative effect on residents in the area.</p> <p>Longstanding concerns regarding CCTV coverage and ineffective supervision of customers, particularly in upper (4th floor roof) areas of the building. Rear exit opens directly onto road and neighbouring residential property, increasing impact to disorder for nearby residents. Concerns have also been raised locally regarding suspected drug related activity in public view connected to the premises.</p> <p>Therefore granting this application would in my view create a significant risk of crime, disorder and anti-social behaviour – contrary to Licensing Act 2003.</p> <p>I have very serious concerns regarding safety and suitability re proposed use of roof top terrace area, which wholly unsuitable to be used by customers consuming alcohol due to close proximity to neighbouring homes and overlooking into their living areas.</p>

	<p>The obvious risk associated with intoxicated individuals using this elevated outdoor area with little or no supervision. Concerns regard falls from height, objects being thrown, overcrowding etc. The Licensing Authority has a duty to promote public safety.</p> <p>The premises is situated in a densely populated residential area and has historically caused unacceptable levels of disturbance to residents late at night (early morning) loud music, shouting, customers noise and activities i.e. using area as a loo.</p> <p>Since the premises has been closed a noticeable improvement in life quality for residents has been noted which strongly demonstrates the previous extent of nuisance.</p> <p>Therefore to licence this property in Church Street and grant the application would result in a return of unacceptable condition previously experienced by residents.</p> <p>While my primary concerns relate to public nuisance, crime and disorder, public safety, also note that repeated anti-social behaviour, intoxication, aggressive conduct and suspected drug related activity within this residential area, can have a negative impact on children and young people living nearby.</p>
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APPENDIX I

Conditions for the Loft, 11a Church Street, Exmouth, EX8 1PE

Crime and Disorder

Staff training

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

- The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.
- The hours and activities permitted by the premise's licence issued under the Licensing Act 2003 and conditions attached to the licence.
- How to complete and maintain the refusal register in operation at the premises (in relation to the sale of alcohol).
- Recognising the signs of drunkenness.
- 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.
- Action to be taken in the event of an emergency, including reporting an incident to the emergency services.

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.

Incident Log

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 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.

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CCTV

The premises shall install operate and maintain a comprehensive digital colour CCTV system to the satisfaction of the Police and Local Authority.

CCTV for the roof terrace, first and second floor stairs must be installed, operated and maintained to the satisfaction of the Licensing Authority.

All public areas of the licensed premises including entry and exit points will be covered.

The CCTV system will continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises.

All recordings will be stored for a minimum period of 28 days with date and time stamping.

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

If the CCTV equipment is inoperative, the Police and Local Authority must be informed as soon as possible and immediate steps will be taken to put the equipment back into action.

Drugs

A written drugs policy shall be in place and operated at the premises. It must detail the actions taken to minimise the opportunity to use or supply illegal substances within the premises. The policy must be made available for inspection and copying upon request by an authorised officer of a responsible authority.

A zero-tolerance approach to drugs will be promoted via signage in the premises. Any person found to be in possession of drugs must be reported to the Police immediately upon being apprehended.

At all times that the premises are open to the public regular toilet checks are conducted and documented accordingly. Checks are to be documented.

A clear and legible notice must be prominently displayed at all entrances to the premises advising those attending, that the Police will be informed if anyone is found in possession of controlled substances or weapons.

Risk Assessments and Door Staff

When the premises hold an event the Premises Licence Holder or Designated Premises Supervisor will risk assess the need for SIA registered door staff.

The number of SIA licensed door supervisors employed shall be in accordance with the following ratio: A minimum of two (2) door supervisors will be employed for the first one hundred and fifty (150) customers and one door supervisor for every seventy-five (75) thereafter.

A minimum of one (1) SIA licensed door supervisors shall be positioned at the exit(s) from the premises at closing time.

A minimum of two (2) SIA licensed door supervisors shall always be on duty at the entrance of the premises until the premises have closed and all customers have left.

All SIA licensed door supervisors shall wear distinctive clothing or insignia to clearly identify them as door supervisors. Door supervisors on duty at the entrance(s) shall wear 'high visibility' clothing (such as a jacket or waistcoat).

The following details for each door supervisor will be contemporaneously entered into a register kept for that purpose:

- (i) Full name
- (ii) SIA licence/badge number, and registration number of any accreditation scheme recognised by the Licensing Authority (including expiry date of that registration or accreditation)
- (iii) The date and time they began their duty
- (iv) The date and time they completed their duty
- (v) The full details of any agency through which they have been allocated to work at the premises if appropriate

The register shall be available for inspection and copying at all reasonable times by an authorised officer of a responsible authority.

The register shall be always kept at the premises and be so maintained as to enable an authorised officer to establish the particulars of all door supervisors engaged at the premises during the period of not less than 12 months prior to the request.

SIA licensed door supervisors will be responsible for ensuring the safe, quiet and orderly dispersal of customers from the premises and the immediate vicinity of the premises.

Membership of the Local Licensees Association must be maintained, and the licence holder or their representative must attend meetings and participate in all relevant initiatives.

Public Nuisance

Clear and legible notices shall be prominently displayed at the exit requesting patrons to respect the needs of residents and businesses and to leave the vicinity as quickly and quietly as possible.

The handling of kegs, bottles cleaning equipment, bottle disposal and similar items shall not take place after 2200 Hours or before 0800 hours.

No deliveries (in relation to licensable activities) to the premises shall take place between 2000 hours and 0800 hours.

When issues are identified approaches will be made to patrons, who will be asked not to stand around talking in the street outside the premises or any car park; and asked to leave the vicinity as quickly and quietly as possible.

Noise levels in outside areas will be monitored and controlled to minimise any potential impact on residents. Customers will be advised of the need to respect residents where appropriate. Any patrons continuing to cause any disturbance or disorder will be asked to leave the premises.

The collection of glasses and bottles shall be undertaken at regular intervals to ensure there is no build-up of empties in and around the premises.

Customers must not be allowed to take open or sealed containers of drink onto the roof terrace after 9.00 pm.

Public Safety.

A logbook or recording system shall be kept upon the premise in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The logbook shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or authorised legislation.

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:

- v. A photo driving licence
- vi. A passport
- vii. An identification card carrying the PASS hologram

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

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 the 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 request of an authorised officer of a responsible authority. All entries must be made within 24 hours of the refusal.

Children attending at the premises must only be permitted entry if accompanied and supervised by an adult and must leave the premises by 9 p.m.



Report to: Licensing and Enforcement Sub Committee

Date of Meeting 10 June 2026

Heading/Title: To determine an application for a premises licence under the Licensing Act 2003 for a trailer Bar situated on the paved area at the eastern end of Queen's Drive, near Orcombe Point in Exmouth

Cabinet Member(s): John Loudoun

Director/Assistant Director: Matt Blythe

Author and Directorate: Emily Westlake, Licensing Department, Housing & Health Directorate

Contact Details: Email: Licensing@eastdevon.gov.uk Tel: 01404 515616

Key decision: No

If a Key Decision has it appeared on Forward Plan: N/a

Document classification: Part A Public Document

Exemption applied: None

1. Background

- 1.1 An application for the grant of a premises licence has been received from: The Can Do Pub Co Ltd of The Grapevine, 2 Victoria Road, Exmouth, EX8 1DL.
- 1.2 The application is for a mobile trailer bar that the applicant proposes to site on the paved area to the East of the turning circle, at the far eastern end of Queen's Drive, Exmouth, near to Orcombe Point.
- 1.3 The applicant has described the proposed location of the mobile trailer bar with a What 3 Words reference of: ///gent.punk.ranges
- 1.4 The application is for a time-limited premises licence. The applicant has requested that the licence commence on the 18th May 2026 and expire on the 5th October 2026.
- 1.5 Due to statutory timescales, the application will not be determined until after the requested commencement date. If the Sub-Committee is minded to grant the application, the earliest commencement date for the premises licence would therefore be the date of determination. The licence cannot extend beyond the requested expiry date of 5 October 2026, as this is the period that

has been advertised and considered by responsible authorities and other interested parties.

- 1.6 The application is to authorise the sale of alcohol for consumption OFF the premises. No other licensable activities have been requested.
- 1.7 The applicant has described the premises as being a small, paved, area at Orcombe Point where they propose to set up a mobile bar for the sale of beer and cider brewed by the applicant in their brewery.
- 1.8 The application form is provided at **APPENDIX A**.
- 1.9 The timings applied for are as follows:
 - 1.9.1 Sale of alcohol (for consumption OFF the premises):
Monday to Sunday: 12noon to 9pm
 - 1.9.2 Opening hours:
Monday to Sunday: 12noon to 9pm
- 1.10 The applicant has stated that, were the licence to be granted, the pop-up bar would operate for no more than 60 days during the licence period.
- 1.11 A plan of the premises, submitted by the applicant, is provided at **APPENDIX B**. The proposed extent of the licensed area is marked by a red and blue rectangle.

2. Advertisement of Application

- 2.1 [The Licensing Act 2003 \(Premises licences and club premises certificates\) Regulations 2005](#) set out the requirements for the advertisement of premises licence applications.
- 2.2 Applicants for the grant of a premises licence are required to publish a notice in a local newspaper circulating in the area in which the premises is situated, within the first 10 working days of the application period (starting on the day after the day on which the application was given to the relevant licensing authority).
- 2.3 The application was accepted by the Licensing Authority on the 20th April 2026 and the applicant published notice of the application in the Exmouth Journal on Wednesday 29th April 2026. A copy of the notice displayed in the newspaper is attached at **APPENDIX C**.
- 2.4 Applicants are also required to display a summary of the application on pale blue paper in a prominent position immediately on or outside the premises for at least 28 consecutive days (starting on the day after the day on which the application was given to the relevant licensing authority).

- 2.5 The applicant displayed notice of the application at the premises, and the Licensing Officer inspected these notices during the consultation period. Photographs of the notices displayed at the premises are provided at **APPENDIX D**.
- 2.6 Two interested parties have referred in their representations to the accuracy of the premises address as stated in the public notices and have raised questions regarding the validity of the application in that regard.
- 2.7 The applicant has described the premises address in the public notices as: *“Orcombe Point, Exmouth (trailer bar to be situated on the paved area)”*.
- 2.8 Two interested parties have stated that the reference to “Orcombe Point” may be inaccurate. They indicate that the proposed location for the trailer bar is correctly known as “Orcombe Gate”, and that “Orcombe Point” more accurately refers to the cliff-top area near the Geoneedle.
- 2.9 The interested parties have expressed concern that this description may have led to some uncertainty regarding the precise location of the proposed premises. In particular, they suggest that persons viewing the public notices may have understood the trailer bar to be located on the cliff-top, rather than on the paved area at the eastern end of Queen’s Drive, and that this may have influenced the number of representations received.
- 2.10 A copy of the interested parties’ initial email correspondence, a copy of the Licensing Officer’s response and a copy of the interested parties’ reply is provided at **APPENDIX E**.
- 2.11 In addition, further detail is included in the interest parties’ representations included at **APPENDIX F**.
- 2.12 Licensing Officers have reviewed the content of the public notices, including those displayed at the premises, and consider that the application has been appropriately advertised.
- 2.13 During a site visit undertaken within the representation period, Licensing Officers observed that the public notices were clearly displayed at the proposed location of the trailer bar.
- 2.14 Licensing Officers consider the description of the premises within the public notices to be sufficient, particularly as it specifies that the trailer bar is “to be situated on the paved area”. It is understood that the area at the eastern end of Queen’s Drive is commonly referred to locally as “Orcombe Point”, with several nearby premises and signage also using this description.
- 2.15 Photographs of the location and surrounding signage are provided at **APPENDIX G**. These include a red information board at the proposed premises location stating “Welcome to Orcombe Point”, and a blue information board located on the cliff-top which refers to the area as “Orcombe Gate”.

- 2.16 Public notices are required to provide a brief summary of the application. They also inform interested parties that further details are available from the Licensing Authority upon request.
- 2.17 The two interested parties referred to above are the only respondents who have raised queries regarding the premises location and requested a copy of the site plan.
- 2.18 A total of 20 additional representations have been received, none of which raised concerns about the description or location of the premises.
- 2.19 The applicant has previously applied for two premises licences at the same location, which were advertised in a similar manner using the same address details.
- 2.20 However, should the Sub-Committee determine that the application has not been correctly advertised, the application must be rejected.

3. Previous premises licences granted at this location

- 3.1 The applicant, The Can Do Pub Company Ltd, has previously applied for, and been granted, two time-limited premises licences for the same site. Details of the licences are as follows:
- 3.2 Premises Licence Number PLWA0978
- 3.2.1 The applicant was granted a time limited premises licence for the 3rd – 4th June 2023, for a pop-up bar on the same site.
- 3.2.2 The licence authorised the sale of alcohol for consumption OFF the premises on Saturday 3rd June and Sunday 4th June from 12 midday to 7pm.
- 3.2.3 Representations were received against this application, and the application was determined by a hearing of a Sub-Committee of the Licensing & Enforcement Committee held on the 22nd May 2023.
- 3.2.4 The Sub-Committee determined to grant the application as applied for, with the following two additional conditions attached:
- 3.2.4.1 Two members of staff to be on duty during the licensable hours
- 3.2.4.2 The Applicant to undertake a litter sweep in a 50-metre radius of the premises at the terminal hour
- 3.3 Premises Licence Number PLWA0987
- 3.3.1 The applicant was granted a time limited premises licence for the 12th August – 3rd September 2023, for a pop-up bar on the same site.

- 3.3.2 The licence authorised the sale of alcohol for consumption OFF the premises on Saturdays and Sundays only, from 12 midday to 7pm.
- 3.3.3 One representation was received against the application, from Devon & Cornwall Police. The applicant and the Police reached an agreed position, and both parties agreed a hearing was not necessary to determine the application. The applicant agreed to the following two conditions being added to the premises licence as requested by the Police:
 - 3.3.3.1 Two members of staff to be on duty during licensable activities
 - 3.3.3.2 The applicant will ensure there is a litter sweep in a 50-metre radius of the premises at the terminal hour
- 3.3.4 The information relating to previous premises licence applications is included for background purposes only. Members are reminded that each application must be determined on its own merits and on the basis of the evidence and representations relevant to the current application.

4. Statutory Bodies' Response

- 4.1 Responsible authorities under the Licensing Act 2003 are notified of all new premises licence applications and may make representations regarding an application, in relation to any of the four licensing objectives.
- 4.2 The following responsible authorities were notified of the application:
 - 4.2.1 Devon & Cornwall Police
 - 4.2.2 Devon & Somerset Fire & Rescue Service
 - 4.2.3 Area Child Protection Committee and Local Safeguarding Children Board
 - 4.2.4 Devon Trading Standards
 - 4.2.5 East Devon District Council, Environmental Health Service
 - 4.2.6 East Devon District Council, Planning & Countryside Service
 - 4.2.7 Primary Care Trust
 - 4.2.8 Home Office
- 4.3 No representations have been received from any of the responsible authorities.

5. Representations

- 5.1 A total of **22** representations have been received in objection to the premises licence application. A list of representations received is attached at **APPENDIX F**.
- 5.2 Representations have been received from:
 - 5.2.1 Exmouth Town Council's Planning Committee
 - 5.2.2 Cllr Brian Bailey – District and Town Councillor for Littleham Ward

- 5.2.3 Cllr Nick Hookway – District and Town Councillor for Littleham Ward
- 5.2.4 Cllr Mark Williamson – Town Councillor for Littleham Ward
- 5.2.5 18 Exmouth residents

5.3 The representations relate to all four of the licensing objectives, being:

- 5.3.1 the prevention of crime & disorder
- 5.3.2 public safety
- 5.3.3 the prevention of public nuisance, and
- 5.3.4 the protection of children from harm

6. Public Spaces Protection Order

- 6.1 Two representations (set out at **APPENDIX F**) refer to the PSPO (Public Spaces Protection Order) currently in place in Exmouth. The current PSPO is provided for information at **APPENDIX H**. The PSPO covers Queen's Drive and the proposed premises location.
- 6.2 PSPOs are tools that councils can use to deal with nuisances or problems affecting a specific area that is, or may be, detrimental to the local community. They can be used for a wide range of problems for which there is evidence of impact.
- 6.3 The PSPO does not prohibit the sale or consumption of alcohol within this particular area. However, it permits an authorised officer to ask a person to surrender alcohol. A person commits an offence if they do not surrender alcohol in their possession when requested to do so by an authorised officer.

7. Responses to Notice of Hearing

- 7.1 Details of the responses to the statutory notice of hearing and any additional comments made by interested parties are attached at **APPENDIX I**.
- 7.2 The applicant will be represented at the hearing by Mr Oliver Bainbridge who is a Director of The Can Do Pub Company Ltd. Further details are provided in the applicant's response to notice of hearing at **APPENDIX I**.
- 7.3 At the time of writing this report, **5** objectors have responded to the notice of hearing indicating that they wish to attend the hearing to address the Sub-Committee.
- 7.4 One of these objectors will also be representing another objector.
- 7.5 At the time of writing this report, **12** objectors have responded to the notice of hearing indicating that they consider a hearing to be necessary but will not attend. Their original written representations set out at **APPENDIX F** and any further key points set out at **APPENDIX I** must be considered by the Sub-Committee.

- 7.6 The other **5** objectors have not responded to the Notice of Hearing. Their representations remain outstanding and their original written representations set out at **APPENDIX F** must be considered by the committee.

8. Proposed Operating Schedule and Mediation

- 8.1 The conditions offered by the applicant in the operating schedule, to promote the licensing objectives, are attached at **APPENDIX I**.
- 8.2 Details of the representations received were provided to the applicant after the last date for representations.
- 8.3 The Licensing Officer sent an email to the applicant on the 22nd May 2026 explaining that the Licensing Authority could facilitate mediation between the applicant and objectors prior to the hearing, if the applicant wished to provide a response to any of the representations raised.
- 8.4 No response was received from the applicant and as such mediation has not been possible within the statutory timeframe.

9. Relevant Statement of Licensing Policy Considerations

- 9.1 The Licensing Act 2003 requires Licensing Authorities to prepare and publish a statement of licensing policy every 5 years. Such a policy must be published before the Authority carries out any function in respect of individual applications made under the terms of the Act. The published policy provides the framework for all decisions on applications relating to the Licensing Act 2003 and sets the way the Licensing Authority will carry out its functions in relation to the legislation.
- 9.2 [East Devon District Council's Licensing Act 2003 Statement of Licensing Policy](#) was published on the 7th January 2026 and will remain in force until the 6th January 2031.
- 9.3 When determining a licence application, the overriding principle adopted by East Devon District Council is that each application will be determined on its merits. The authority will have regard to any guidance issued by the Home Office, the Council's Statement of Licensing Policy under the Licensing Act 2003 and any measures it deems necessary to promote the licensing objectives. The authority may depart from the guidelines in the Policy if it has justifiable and compelling reasons to do so. The authority will give reasons for any such departure from policy.
- 9.4 The following sections of the Licensing Act 2003 Statement of Licensing Policy have been reproduced here:
- 9.5 **Licensing Objectives**

Section 3.1.1 of the Policy states: “The Licensing Authority has a duty under the Act to carry out its licensing functions with a view to promoting the four licensing objectives. These are: -

- The prevention of crime and disorder
- Public safety
- The prevention of public nuisance
- The protection of children from harm”

9.6 Section 3.1.2 of the policy states: “These objectives are the only matters to be taken into account in determining the application and any conditions attached must be appropriate in achieving the licensing objectives”.

9.7 Section 3.1.3 of the Policy states: “A licence will only be granted where the Licensing Authority is satisfied that these objectives have been met”.

9.8 **Environmental Factors**

Section 5.6.1 of the Policy states: “The Council Plan for 2024 to 2028 highlights key priorities, principles and values including working towards reducing our carbon footprint and enhancing our environment, along with supporting initiatives that promote the health and well-being of our residents. The Licensing Authority works in support of the Council Plan noting the potential impact to the environment from time limited, outdoor licensed events. The Licensing Authority will expect applicants to be familiar with initiatives that reduce and mitigate the impact upon the environment, for example the relevance of avoiding of single use plastic drink containers, avoidance of materials that have a detrimental effect to the environment and similar initiatives”.

9.9 Section 5.6.2 of the Policy states: “Any operating schedule submitted in respect of time limited premises licences should include proposed times of operating and details of how the applicant intends to comply with the licensing objectives and in particular, how outside areas will be managed to prevent noise, smell, or obstruction nuisance to residents and the public”.

9.10 Section 5.6.3 of the Policy states: “East Devon’s exceptional coastline forms part of a World Heritage Site (WHS). The East Devon part of the site (for nearly all of its length) also lies in the East Devon Area of Outstanding Natural Beauty. AONB’s enjoy, with National Parks, the highest level of landscape protection in Britain being therefore, a national asset. It should be noted that a very small part of the Dorset AONB also falls in East Devon”.

9.11 Section 5.6.4 of the Policy states: “Experience over many years denotes that trading and licensable events have been eagerly sought along beaches and seafronts and would be significantly over prescribed if permitted to take place with consent of the land owner. Therefore continued preservation and protection of coastal, seafront areas locations will be an ongoing consideration under this policy”.

9.12 **Conditions**

Section 6 of the policy sets out what the Sub Committee should consider before imposing conditions on a licence.

9.13 Section 6.3 of the policy states: “Generally it is recognised that the licensing function is not to be seen as a mechanism for the general control of anti-social behaviour by individuals/groups once they are beyond the direct control of the licence holder of any premises concerned. But the Licensing Authority’s discretion may be engaged if relevant representations are made and there is an evidential link between the disturbance and the licensed venue”.

9.14 Section 6.4 of the policy states: “The licensing authority will avoid imposing disproportionate and over burdensome conditions on premises. The licensing authority does not propose to implement standard conditions on licences across the board but instead, if its discretion is engaged, will attach conditions as appropriate given the circumstances of each individual case”.

9.15 **Licensing Hours**

Section 10.1 of the Policy states: “The licensing authority will deal with the issue of licensing hours on the individual merits of each application. When the Authority’s discretion is engaged consideration will be given to the individual merits of an application but the presumption will be to grant the hours requested unless there are objections to those hours raised by Responsible Authorities or any other person on the basis of the licensing objectives. However, when issuing a licence with hours beyond midnight higher standards of control will generally need to be included in operating schedules to promote the licensing objectives especially for premises which are situated near residential areas”.

9.16 Section 10.4 of the Policy states: “The terminal hours will normally be approved where the applicant can show that the proposal would not adversely affect the licensing objectives unless, after hearing relevant representation the licensing authority believe it necessary, proportionate and reasonable to restrict the hours required”.

9.17 **Nuisance**

Section 16.1 of the Policy states: “To promote the licensing objectives, applicants for licences for licensable activities will be required to demonstrate the measures they have in place for the prevention of public nuisance. The impact of the licensable activities on people living in the vicinity should not be disproportionate or unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter. The prevention of public nuisance can include low-level nuisance affecting a few people living locally as well as a major disturbance affecting the whole community. It may also include the prevention of the reduction of the living and working amenity and environment of interested parties”.

10. Guidance issued under Section 182 Licensing Act 2003 (issued February 2026)

10.1 Section 182 of the Licensing Act 2003 provides that the Secretary of State must issue and, from time to time, may revise guidance to licensing authorities on the discharge of their functions under the 2003 Act. The revised guidance takes effect as soon as it is published and the most recent [guidance issued under section 182 of the Licensing Act 2003 was revised in February 2026](#).

- 10.2 Revisions include: That licensing authorities need to have regard to the local economy when making decisions and consider the need to promote growth and deliver economic benefits. The updated guidance also encourages authorities to recognise the significance of spiking and encourages conditions to be added to licences where appropriate and proportionate.
- 10.3 The guidance as a whole should be considered when determining applications but the following sections have been reproduced below:
- 10.4 **Each application on its own merits**
Section 1.17 of the Guidance states: “Each application must be considered on its own merits and in accordance with the licensing authority’s statement of licensing policy; for example, if the application falls within the scope of a cumulative impact policy. Conditions attached to licences and certificates must be tailored to the individual type, location and characteristics of the premises and events concerned. This is essential to avoid the imposition of disproportionate and overly burdensome conditions on premises where there is no need for such conditions. Standardised conditions should be avoided and indeed may be unlawful where they cannot be shown to be appropriate for the promotion of the licensing objectives in an individual case”.
- 10.5 Section 1.18 of the Guidance states: “When making licensing decisions, all licensing authorities should consider the need to promote growth and deliver economic benefits”.
- 10.6 Section 1.19 of the Guidance states: “In coming to a decision on individual licensing applications, licensing committees should have regard to relevant local plans and strategies – such as those relating to town planning, the night-time economy, or business support – provided these considerations are consistent with the licensing objectives and the authority’s published licensing policy.”
- 10.7 **Crime and Disorder**
Section 2.1 of the Guidance states: “Licensing authorities should look to the police as the main source of advice on crime and disorder. They should also seek to involve the local Community Safety Partnership (CSP)”.
- 10.8 **Public Safety**
Section 2.8 of the Guidance states: “Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person’s health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority’s powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene”.

10.9 **Public Nuisance**

Section 2.20 of the Guidance states: “The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter”.

10.10 **Protection of Children from Harm**

Section 2.27 of the Guidance states: “The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives (for example, in the context of exposure to certain films or adult entertainment). Licensing authorities must also consider the need to protect children from sexual exploitation when undertaking licensing functions”.

10.11 **Representations**

Section 9.4 of the Guidance states: “A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives”.

10.12 Section 9.4 of the Guidance also states: “There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises”.

10.13 Section 9.9 of the Guidance states: “It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it”.

10.14 **The Role of Responsible Authorities**

Section 9.12 of the Guidance states: “Each responsible authority will be an expert in their respective field, and in some cases it is likely that a particular responsible authority will be the licensing authority’s main source of advice in relation to a particular licensing objective. For example, the police have a key role in managing the night-time economy and should have good working relationships with those operating in their local area. The police should usually therefore be the licensing authority’s main source of advice on matters relating

to the promotion of the crime and disorder licensing objective. However, any responsible authority under the 2003 Act may make representations with regard to any of the licensing objectives if they have evidence to support such representations”.

10.15 Imposing conditions

Section 10.8 of the Guidance states: “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives”.

10.16 Section 10.9 of the Guidance states: “It is possible that in some cases no additional conditions will be appropriate to promote the licensing objectives”.

10.17 Proportionality

Section 10.10 of the Guidance states: “The 2003 Act requires that licensing conditions should be tailored to the size, type, location and characteristics and activities taking place at the premises concerned. Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided”.

10.18 Hours of Trading

Section 10.13 of the Guidance states: “The Government acknowledges that different licensing strategies may be appropriate for the promotion of the licensing objectives in different areas. The 2003 Act gives the licensing authority power to make decisions about the hours during which premises can conduct licensable activities as part of the implementation of its licensing policy statement. Licensing authorities are best placed to make decisions about appropriate opening hours in their areas based on their local knowledge and in consultation with responsible authorities. However, licensing authorities must always consider each application and must not impose predetermined licensed opening hours, without giving individual consideration to the merits of each application”.

10.19 The need for licensed premises

Section 14.19 of the Guidance states: “There can be confusion about the difference between the “need” for premises and the “cumulative impact” of premises on the licensing objectives, for example, on crime and disorder. “Need” concerns the commercial demand for another pub or restaurant or hotel and is a matter for the planning authority and for the market. This is not a matter for a licensing authority in discharging its licensing functions or for its statement of licensing policy”.

11. Legal Advice

11.1 As relevant representations have been made in respect of the application, this hearing must be held. (Relevant representations are about the likely effect of the grant of the application on the promotion of the licensing objectives, by any person, bodies representing them or responsible authorities). The sub-committee must disregard any information or evidence not relevant to the licensing objectives.

11.2 The sub-committee must consider this application in accordance with Section 4 of the Licensing Act 2003, which requires that licensing functions must be carried out with a view to promoting the four licensing objectives. The licensing authority must also have regard to its own licensing policy and the Secretary of State's guidance, but may depart from both if it has good reason to do so. Those reasons should be stated.

11.3 Section 18 of the Act requires the licensing authority to grant a premises licence unless it considers additional steps are needed for the promotion of the licensing objectives having regard to any relevant representations.

The steps are:

- (a) to grant the licence subject to:
 - (i) the conditions in the operating schedule modified to such extent as members consider necessary for the promotion of the licensing objectives, and
 - (ii) any condition which must under sections 19, 20 or 21 be included in the licence;
- (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.

11.4 The conditions of the licence are modified if any are altered or omitted or any new condition is added. Different conditions may be applied to different parts of the premises, and to different licensable activities. The sub-committee must give its reasons for its decision to take any of these steps. Similarly, if any part of an application is rejected, the sub-committee must give its reasons.

11.5 The Act requires mandatory conditions to be imposed where supplying alcohol or exhibiting films are approved as licensed activities. It also requires a mandatory condition to be imposed where door supervisors or other individuals carrying out security activities are conditions on the licence.

Section 19 - Mandatory conditions relating to the supply of alcohol for consumption OFF the premises

1. (a) There shall be no sale or supply of alcohol when there is no designated premises supervisor in respect of this premises licence or at a time when the said premises supervisor does not hold a personal licence or when his/her licence is suspended.
(b) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
2. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

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

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

(2) For the purposes of the condition set out in paragraph 7(1) -

- (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
- (b) "permitted price" is the price found by applying the formula -

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

where-

- (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence-
- (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

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

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

- 11.6 The sub-committee will need to consider the hours of operation proposed in relation to the licensable activities in the light of the promotion of the licensing objectives, the effectiveness of the operating schedule proposed by the applicant, the representations received, the location of the premises in relation to residential and other commercial properties including other licensed premises, the history of the management of the premises and how it is proposed to be run in the future, the evidence produced of any problems in the past, and the likely impact of any extension of hours and activities. These issues, and any other relevant ones, may be explored at the hearing.

Human Rights Act 1998

- 11.7 The sub-committee must also have regard to the provisions of the Human Rights Act 1998 when determining this application. The 1998 Act made the European Convention of Human Rights directly enforceable in British courts. The relevant provisions are Article 6 (right to a fair trial), Article 8 (right to respect for private and family life), Article 11 (freedom of association) and Article 1 of the First Protocol (right to peaceful enjoyment of one's possessions). These provisions are explained below. Essentially, they require the sub-committee to identify correctly the competing interests, give each appropriate weight in the circumstances of the case, and balance them against each other in order to arrive at a fair and reasonable decision.
- 11.8 Under Article 6, "everyone is entitled to a fair and public hearing within a reasonable time by an independent and impartial tribunal established by law". The procedures established by this Council for hearings under the Licensing Act 2003 are compliant with Article 6.
- 11.9 Under Article 8, "everyone has the right to respect for his private and family life, his home and his correspondence". This right may not be interfered with except in accordance with the law and as may be "necessary in a democratic society in the interests of national security, public safety or the economic well-being of the country, for the prevention of disorder or crime, for the protection of health or morals, or for the protection of the rights and freedoms of others". In Licensing Act cases this means that the sub-committee must have regard to the effect of its decisions on local residents, and balance their interests against those of the public at large (e.g. the customers of the premises under consideration) and the people operating the business from the premises.
- 11.10 Under Article 11, "everyone has the right to freedom of peaceful assembly and to freedom of association with others" except where it is lawful to restrict that freedom in the interests of national security or public safety, for the prevention of disorder or crime, for the protection of health or morals or for the protection of the rights and freedoms of others". In Licensing Act cases this means, for example, that the sub-committee is entitled to impose conditions to ensure that patrons of licensed premises do not unreasonably disturb others living or working nearby. Again, the sub-committee should balance the competing interests.
- 11.11 Article 1 of the First Protocol (that is, the first amendment to the Convention)

says that every natural or legal person (meaning a human being or a company) is entitled to peaceful enjoyment of his possessions, except where the law provides for restrictions on that right in the public interest. This means, for example, that it is compliant with the Convention to impose restrictions, such as those provided in the Licensing Act 2003, upon business premises where it is in the public interest to do so. On the other hand the same applies to the owners and occupiers of neighbouring premises.

11.12 Appeals

If the sub-committee imposes conditions on the licence with which the applicant disagrees, or modifies the licensable activities permitted or refuses to specify a person as a designated premises supervisor, he or she may appeal within 21 days of notification of the decision to the Magistrates' Court. The applicant may also appeal if an application for a premises licence is rejected. Those making relevant representations may appeal if they believe that the licence should not have been granted, or that, when granting the licence, the licensing authority ought to have imposed different or additional conditions or excluded a licensable activity or refused to specify a person as designated premises supervisor. The magistrates' court may dismiss the appeal, or substitute its own decision, or send back the case to the licensing authority with directions as to how the case is to be dealt with. The magistrates' court may make any costs order it thinks fit.

11.13 Review Provisions

The Licensing Act contains review provisions which enable any person, bodies representing them or any of the responsible authorities to apply to this licensing authority for a review of the licence. A hearing follows which enables the sub-committee to use the normal powers at a hearing (set out above) but also to suspend the licence for a period of up to three months or to revoke it.

11.14 Police Closure

A senior police officer may close any premises for 24 hours (this can be extended) where s/he reasonably believes there is or is likely imminently to be disorder on, or in or in the vicinity of the premises and their closure is necessary in the interests of public safety. Closure can also be affected if public nuisance is being caused by noise coming from the premises and closure of the premises is necessary to prevent that nuisance

11.15 Surveillance Camera Code of Guidance-June 2013

Where a relevant authority has licensing functions and considers the use of surveillance camera systems as part of the conditions attached to a licence or certificate, it must in particular have regard to guiding principle one in this code. Any proposed imposition of a blanket requirement to attach surveillance camera conditions as part of the conditions attached to a licence or certificate is likely to give rise to concerns about the proportionality of such an approach and will require an appropriately strong justification and must be kept under regular review. Applications in relation to licensed premises must take into account the circumstances surrounding that application and whether a requirement to have a surveillance camera system is appropriate in that

particular case. For example, it is unlikely that a trouble-free community pub would present a pressing need such that a surveillance camera condition would be justified. In such circumstances where a licence or certificate is granted subject to surveillance camera system conditions, the consideration of all other guiding principles in this code is a matter for the licensee as the system operator.

Guiding principle one states:

Use of a surveillance camera system must always be for a specified purpose which is in pursuit of a legitimate aim and necessary to meet an identified pressing need.

Legitimate aim and necessity are considered in relation to the four licensing objectives which are set out elsewhere within this report if the Committee is considering conditioning any premises licence with the installation of a CCTV surveillance system.

12. Recommendations/Decision

12.1 That members consider the application for the grant of a premises licence and, having considered and given regard to all relevant representations received, take such steps (from those mentioned below) as it considers appropriate for the promotion of the licensing objectives:

12.2 The steps are:

12.2.1 To grant the licence subject to –

12.2.1.1 the conditions set out in the operating schedule accompanying the application modified to such extent as the authority considers appropriate for the promotion of the licensing objectives, and

12.2.1.2 any mandatory conditions which must, under sections 19, 20 or 21 of the [Licensing Act 2003](#), be included in the licence

12.2.2 to exclude from the scope of the licence any of the licensable activities to which the application relates,

12.2.3 to refuse to specify a person in the licence as the premises supervisor,

12.2.4 To reject the application

12.3 Following the implementation of the first set of regulations under the Police Reform and Social Responsibility Act on 25 April 2012 a new provision relating to the ‘test’ that Licensing Committees should consider when deciding on licensing applications was introduced. The evidential level for Licensing Committees has been lowered so that the test now is that their decisions need only be ‘appropriate’ and no longer ‘necessary’.

13. Reasons for Recommendations/Decision

13.1 To comply with the statutory requirements of the Licensing Act 2003 and promote the licensing objectives.

14. Options

14.1 All options available for consideration are set out within the recommendation.

15. Relevance to Council Plan/priorities

- A supported and engaged community that has the right homes in the right places, with appropriate infrastructure
- A sustainable environment that is moving towards carbon neutrality and which promotes ecological recovery.
- A vibrant and resilient economy that supports local business, provides local jobs and leads to a reduction in poverty and inequality.
- A well-managed, financially secure and continuously improving council that delivers quality services

16. Financial Comments/Implications

6.1 There would be a financial implication should an appeal be lodged on the decision, and possibility of legal/court costs.

17. Legal Comments/Implications

7.1 The legal framework and risks are set out within the body of the report and require no further comment.

18. Risk Implications

Activity/	List significant hazards	People at risk	Assessment of Risk			Existing controls e.g. Safety procedures	What further action Is required to control/mitigate the risk?
			*Impact 1-4	*Likelihood 1-4	Risk Score		
Failure to determine the application for the grant of a premises licence	There is a risk of non-compliance with statutory requirements if the application is not determined within prescribed timescales or procedures are not correctly followed.	Applicant Interested parties East Devon District Council	3	1	4	Prior to the hearing: Officers ensure statutory deadlines are met when processing applications and setting a date for a hearing. Officers ensure all relevant documents and representations are available for consideration by the Sub-Committee.	At the hearing or following the hearing: Officers must ensure the meeting is quorate and sufficient members are present to make the decision. The Sub-Committee must ensure the application is determined within 5 working days of the hearing. The Sub-Committee and officers must follow correct hearing procedures.

<p>Legal challenge or appeal against the decision to grant or refuse the application for the grant of a premises licence</p>	<p>The decision may be appealed to the Magistrates Court by applicant or objectors</p>	<p>East Devon District Council</p> <p>Applicant</p> <p>Interested parties</p>	<p>3</p>	<p>1</p>	<p>4</p>	<p>Prior to the hearing:</p> <p>Officers will prepare and publish a report for the Sub Committee's consideration</p> <p>Legal advice will be included within the report.</p> <p>Clear recommendations and decision options will be included within the report.</p> <p>Officers will arrange for a member of the Council's legal services department to be present at the hearing</p>	<p>At the hearing:</p> <p>The Sub-Committee must provide clear robust reasons for decisions made and ensure that all decisions are appropriate and justified.</p> <p>The Sub-Committee must ensure the decision gives reference to the promotion of the licensing objectives</p> <p>The Sub-Committee must ensure the decision is made in line with the provisions of the Licensing Act 2003 and accompanying section 182 guidance.</p> <p>The Sub-Committee must consider the Council's Statement of Licensing Policy and set out clearly any reasons for departing from policy.</p> <p>The Sub-Committee must ensure consideration is given to the principles of decision making and that the decision is:</p> <ul style="list-style-type: none"> • Legal • Proportionate • Due consultation and taking officer advice • Reasonable • Respect human rights • Open, Rational and Fair • Promote equalities • Sustainable • Evidenced based • Complies with Code of Conduct
<p>Failure to promote the licensing objectives</p>	<p>Granting the application, granting the application with modifications or, refusing the application may, without proper consideration, undermine one or more of the licensing objectives</p>	<p>Applicant</p> <p>Interested parties</p> <p>East Devon District Council</p> <p>Members of the public</p>	<p>3</p>	<p>2</p>	<p>4</p>	<p>Applicants are asked to set out the steps they will take to mitigate any risk to the licensing objectives within the operating schedule of the application form.</p> <p>Notice of the application is served on all responsible authorities prescribed by the Licensing Act 2003 who will consider the application and it's potential impact on the licensing objectives.</p>	<p>At the hearing:</p> <p>The Sub-Committee must carefully consider all relevant representations</p> <p>The Sub-Committee must refuse or modify the application where risks cannot be mitigated.</p> <p>The Sub-Committee must ensure the operating schedule is enforceable</p> <p>The Sub-Committee may consider attaching proportionate conditions to the licence if appropriate.</p>

*Impact – Major = 4 Serious = 3 Significant = 2 Minor = 1

*Likelihood – Very Likely = 4 Likely = 3 Unlikely = 2 Remote = 1

19. Equality Implications (Public Sector Equality Duty)

Scope (<i>Provide an overview, including objectives and desired outcomes</i>)	To determine an application for a premises licence under the Licensing Act 2003
Evidence gathered and engagement (<i>List stakeholders consulted and relevant processes, policies, and data sources</i>)	The application has been circulated to all responsible authorities relevant to the Licensing Act 2003. The application has been advertised in accordance with the statutory process.
Relevance assessment findings (<i>If relevant to equality, undertake a full EIA or If no relevance to equality, explain why with supporting information</i>)	<p>A full EIA is required: Yes <input type="checkbox"/> No <input checked="" type="checkbox"/></p> <p>If yes, this assessment has demonstrated relevance to equality with regard to: Please check relevant boxes</p> <p><input type="checkbox"/> Age <input type="checkbox"/> Pregnancy and maternity <input type="checkbox"/> Disability <input type="checkbox"/> Sexual orientation <input type="checkbox"/> Race <input type="checkbox"/> Gender reassignment <input type="checkbox"/> Sex <input type="checkbox"/> Marriage or Civil Partnership <input type="checkbox"/> Religion or Belief <input type="checkbox"/> Armed Forces <input type="checkbox"/> Other, e.g. carers, care leavers, low income, rurality/isolation, etc.</p> <p>If no, explain why:</p> <p>The application process is prescribed in legislation. The opportunity to obtain a premises licence, or to make a representation in relation to a premises licence application, is open to all regardless of their protected characteristics.</p>
Relevance ranking	<input type="checkbox"/> High – Very relevant to protected characteristics <input type="checkbox"/> Medium – Somewhat relevant to protected characteristics <input checked="" type="checkbox"/> Low – Not relevant to protected characteristics
Key findings and impacts	The application process is prescribed in legislation. The opportunity to obtain a premises licence, or to make a representation in relation to a premises licence application, is open to all regardless of their protected characteristics. Applications for the grant of a premises licence must be determined as prescribed by legislation.
Conclusion drawn (<i>i.e No major changes needed; EIA found no negative impact or adjust policy/process to remove identified barriers</i>)	No negative impact has been identified. The Licensing Authority's discretion and decision-making role is only engaged following a relevant representation being lodged in respect of an application, which can be made by any person. If any person required assistance with serving an application or making a representation, the Licensing Authority would provide reasonable adjustments and assistance. Any decision made by the Licensing Authority must be to address the promotion of the four licensing objectives and consideration must be given to all representations and supporting evidence received.
Actions (<i>Proposed actions to mitigate negative impacts on identified groups</i>)	The Licensing Sub-Committee must, in the exercise of its functions have due regard to

	<p>public sector equality duty as set out in the Equality Act 2010.</p> <p>The decision to grant the application, grant the application with modifications, or refuse the application must be made in line with legislation and the promotion of the licensing objectives having regard to any relevant representations. Impact on groups with protected characteristics can be considered in relation to the promotion of the licensing objectives.</p>
Signed off by	Matt Blythe

20. HR and Workforce Implications

20.1 None.

21. Community Safety Implications (Crime and Disorder)

21.1 Decisions under the Licensing Act 2003 must promote the four licensing objectives which include the prevention of crime and disorder. The Licensing & Enforcement Committee must take such steps as it considers appropriate for the promotion of the licensing objectives when determining the application, having given regard to all relevant representations received.

22. Climate Change Implications

22.1 When determining an application for the grant of a premises licence under the Licensing Act 2003, the Licensing & Enforcement Sub Committee must consider whether any action or step is appropriate for the promotion of the licensing objectives being: the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.

22.2 The Licensing & Enforcement Sub Committee cannot refuse or condition a licence because of climate change concerns, or concerns about the environmental impact of an application, unless these concerns specifically fall within the scope of a licensing objective. E.g. light pollution causing a public nuisance.

23. Health & Safety and Health & Wellbeing Implications

23.1 Decisions under the Licensing Act 2003 must promote the four licensing objectives which include public safety. The Licensing & Enforcement Committee must take such steps as it considers appropriate for the promotion of the licensing objectives when determining the application, having given regard to all relevant representations received.

24. Procurement and Social Value implications

24.1 There are no procurement and social value implications arising from the recommendations in this report.

25. Land and Buildings (non-housing)/Asset Management Implications

- 25.1 There are no land and buildings asset management implications. The land on which the applicant proposes to site the mobile bar appears to be a public highway.

26. Overview and Scrutiny Committees Comments/Recommendations

- 26.1 None.

27. Digital and Data

- 27.1 There are no specific digital or data implications arising from the recommendations in this report.

28. Consultation and Engagement

- 28.1 The applicant has advertised the application by way of a public notice for 28 consecutive days and in the local newspaper in accordance with the Licensing Act 2003.
- 28.2 All statutory responsible authorities listed at section 4 of this report have been consulted in relation to the application as required by legislation.

29. Communications

- 29.1 A Decision Notice will be issued within 5 working days after date of the hearing and issued to all interested parties.
- 29.2 Any queries about the application should be directed to the Licensing Department in the first instance.

30. Next Steps

- 30.1 The licensing sub-committee will consider the application as detailed within this report at a hearing on 10 June 2026.
- 30.2 A Decision Notice will be issued within 5 working days of the hearing taking place.

31. Appendices

- 31.1 **APPENDIX A** – Application Form
- 31.2 **APPENDIX B** – Site Plan
- 31.3 **APPENDIX C** – Public Notice in Exmouth Journal
- 31.4 **APPENDIX D** – Public Notices on site
- 31.5 **APPENDIX E** – Emails from Objector re premises location
- 31.6 **APPENDIX F** – Representations List
- 31.7 **APPENDIX F1** – Plans submitted by objector in support of application
- 31.8 **APPENDIX G** – Photos of Orcombe Point/Gate
- 31.9 **APPENDIX H** – Public Space Protection Order - Exmouth
- 31.10 **APPENDIX I** – Response to Notice of hearing
- 31.11 **APPENDIX I1** – Photos submitted by objector as supporting documents
- 31.12 **APPENDIX I2** – Photos submitted by objector as supporting documents
- 31.13 **APPENDIX J** – Conditions offered by applicant in Operating Schedule

Proposed Report Sign Off process

Please make sure you have obtained the relevant sign off and the date completed before submitting your report to Democratic Services.

	Officer Name	Date requested	Date Completed
Legal & Governance	Monitoring Officer or Deputy Monitoring Officer	02/06/2026	02/06/2026
Finance	Section 151 Officer or Deputy S151 Officer	02/06/2026	02/06/2026
Communications	communications@eastdevon.gov.uk		If applicable
Digital and Data	digital@eastdevon.gov.uk		If applicable
Engagement	engagement@eastdevon.gov.uk		If applicable
HR	HR Lead		If applicable
Chief Executive	Chief Executive		If applicable
Director	Relevant Director		If applicable
Assistant Director(s)	Relevant Assistant Director(s)	02/06/2026	02/06/2026
Cabinet Lead Member(s)	Relevant Lead Member (s)		If applicable
Executive Leadership Team	ELT		If applicable
Strategic Leadership Team	SLT		If applicable



East Devon
Application for a premises licence
Licensing Act 2003

For help contact
licensing@eastdevon.gov.uk
 Telephone: 01404 515616

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

Your reference 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

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

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

Section 2 of 21

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

Address Description

What 3 words location gent.punk.ranges
This is an area set aside for us by EDDC highways department

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

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 His Majesty's prerogative

Section 4 of 21

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...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth / /
dd mm yyyy

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21

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.

The location is a small area at Orcombe point. I want to set up a mobile bar for the sale of beer and cider brewed by me in my brewery. During the 5-month period from 18/05/2026 to 05/10/2026 the pop-up bar will only operate for a maximum of 60 days

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

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

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- 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

Continued from previous page...

SUNDAY

Start

End

Start

End

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.

This application is to allow for the trailer to be open subject to the weather If the weather is bad we won't be open if it is sunny we will this is why we are applying for 60 days over a period of 5 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.

N/A

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

Name

First name

Family name

Date of birth / /

Continued from previous page...

Enter the contact's 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"/>
Personal Licence number (if known)	<input type="text" value="05/03151/LAPER"/>
Issuing licensing authority (if known)	<input type="text" value="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'.

Section 16 of 21

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.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="12:00"/>	End	<input type="text" value="21:00"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

Section 18 of 21

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.

b) The prevention of crime and disorder

The Prevention of Crime & Disorder

1. Training

All staff engaged in licensable activity at the trailer will receive training at the beginning of their shift 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 trailer.
- 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.

2. Incident log

An incident log shall be kept and maintained at the trailer which will include a log of the following.

- i. Any incidents of disorder or of a violent or anti social nature
- ii. Any complaints received
- iii. 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.

Alcohol Consumption

No alcohol will be served past the terminal hour of the bar close time.

Management Controls

There shall be a personal license holder available to contact at all times when the premises are authorised to sell alcohol. All alcohol on display will be in such a position so as not to be obscured from the constant view of the cashier staff.

Nature of Alcohol Sales

No super-strength beer, lagers, ciders or spirit mixtures of 5.5% ABV (alcohol by volume) or above shall be sold at the trailer, except for premium beers and ciders supplied in plastic cups.

There shall be no self service of alcohol on the premises.

There shall be no self service of spirits on the premises.

No single cans or bottles of beer or cider or spirit mixtures shall be sold at the premises.

No miniature bottles of spirits of 20cl or less shall be sold from the premises.

Retail sale of alcohol shall only take place from a mobile dispense bar.

Continued from previous page...

c) Public safety

Public Safety

All drinks shall be served in bio degradable plastic containers.

The collection of litter shall be undertaken at regular intervals to ensure there is no build-up in and around the area.

d) The prevention of public nuisance

The Prevention of Public Nuisance

Speakers

No speakers for amplification of music shall be placed on the outside of the trailer.

Equipment & Deliveries

Pneumatic tyres (or equivalent) will be fitted to any moving work equipment to be used outside (e.g. bins, trolleys, roll cages etc.).

Any moveable furniture will be fitted with rubber (or equivalent) feet.

Regular maintenance will be carried out on all plant and machinery to ensure that noise disturbance from such sources is kept to a minimum.

Any generator will be positioned away from residential premises and in the case of a mobile van positioned so that the vehicle acts as a screen.

Where plant and machinery is likely to cause a noise problem it will be positioned in such a way that the building structure provides as much screening as possible for nearby noise-sensitive properties.

The handling of kegs, bottles cleaning equipment, bottle disposal and similar items shall not take place before 10am hours or after 7pm hours.

No deliveries (in relation to licensable activities) to the trailer shall take place between 12pm and 7pm.

Noise Levels

Point of Contact

A telephone number shall be made available and displayed in a prominent location where it can conveniently be read from the exterior of the premises by the public for local residents to contact in the case of noise-nuisance or anti-social behaviour by persons or activities associated with the trailer. The telephone number will be a direct number to the management who are in control during opening hours. A record will be kept by management of all calls received, including the time, date and information of the caller, including action taken following the call.

During the hours of operation of the trailer, sufficient measures will be taken to remove and prevent litter and waste arising or accumulating from customers in the area immediately outside the trailer.

No collections of waste or recycling materials (including bottles) from the premises shall take place. All waste will be taken from site when the trailer is closed.

The applicant will ensure there is a litter sweep in a 50-metre radius of the premises at the terminal hour.

e) The protection of children from harm

The Protection of Children from Harm

Proof of Age Scheme

All bar staff, supervisors and managers must be trained in the legality and procedure of alcohol sales.

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:

Continued from previous page...

- 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 trailer in diary form 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.

Children will not be able to buy anything from the trailer.

Section 19 of 21

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.

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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.

Non domestic Rateable Value Band A No rateable value to £4,300 - Fee £100 B £4,301 to £33,000 - Fee £190 C £33,001 to £87,000 - Fee £315 D £87,001 to £125,000 - Fee £450 E £125,001 and above - Fee £635

Multiplier for Band D & E - Town centre premises used exclusively or primarily for sale of alcohol - Band D - £ 900 Band E - £1905 Events of 5,000 or more people incur additional fees. Please see our website for details.

* Fee amount (£)

DECLARATION

[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 BECOME INVALID IF I CEASE TO BE ENTITLED TO LIVE AND WORK IN THE UK (PLEASE READ GUIDANCE NOTE 15).

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 (PLEASE SEE NOTE 15).

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

* Capacity

* Date / /
dd mm yyyy

Continued from previous page...

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/east-devon/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.

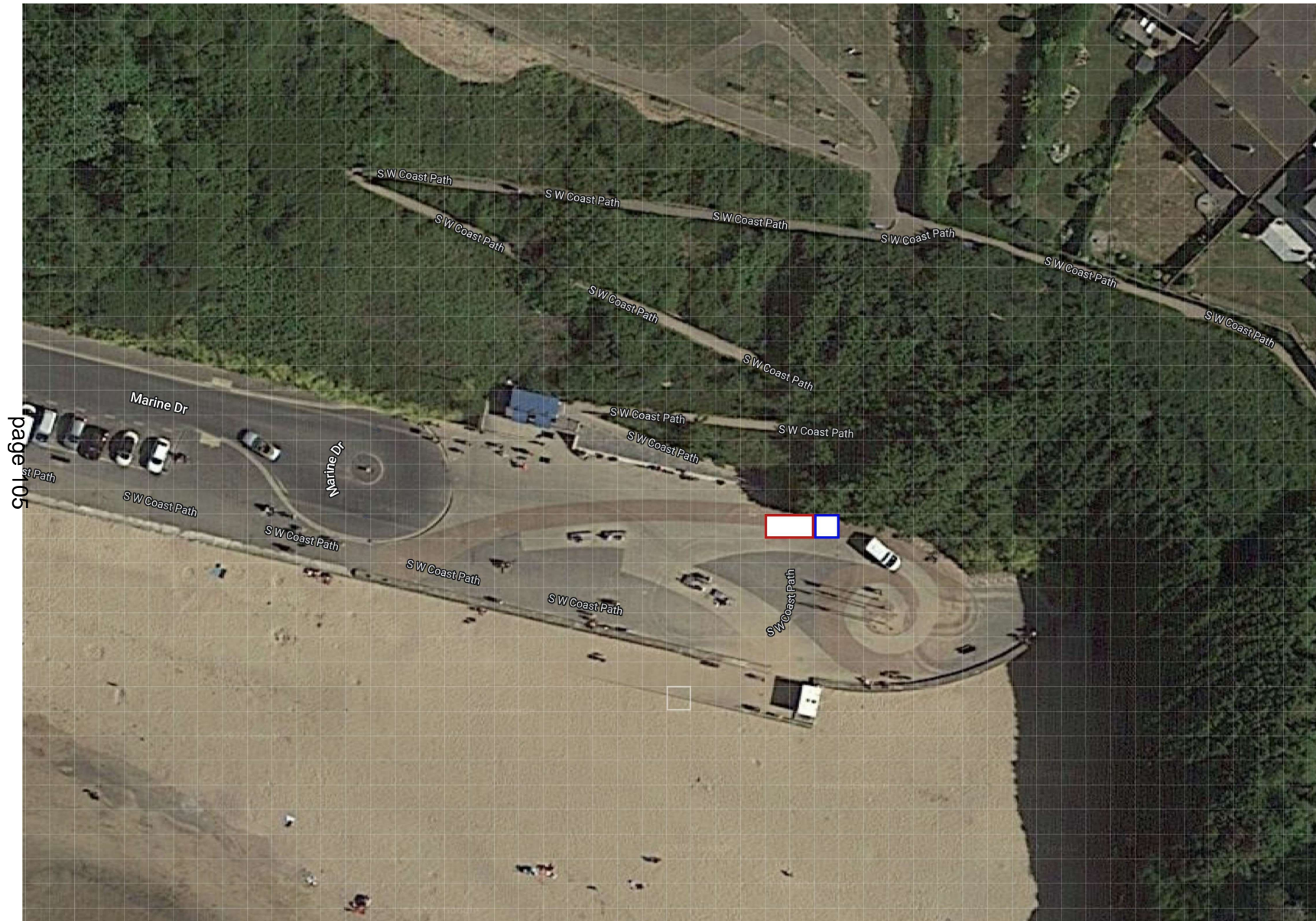
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Orcombe 2026"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) [20](#) [21](#) [Next >](#)



ALCOHOL & Licensing

PUBLIC NOTICE LICENSING ACT 2003

To whom it may concern: We, The Can Do Pub Co. LTD trading as Crossed Anchors Brewing of the Grapevine Brewhouse in Exmouth do hereby give notice that we have applied to the Licensing Authority at East Devon District Council for a new premises license at Orcombe Point, Exmouth (trailer bar to be situated on the paved area) the application is to authorise: the supply of alcohol brewed in our brewery for consumption OFF the premises between 12:00 – 21:00 Monday - Sunday from 18th May 2026 until 5th October 2026 on not more than 60 days.

Any person wishing to make representations to this application may do so by writing to The Licensing Manager, East Devon District Council, Blackdown House, Border Road, Heathpark Industrial Estate, Honiton, EX14 1EJ not later than 18/05/26

Representations received after this date cannot be considered. All representations MUST BE IN WRITING

A copy of the application can be viewed at the Licensing Authority's address during normal office hours or on the Council's website: www.eastdevon.gov.uk/licensing/

It is an offence knowingly or recklessly to make a false statement in connection with this application, the maximum fine on summary conviction is unlimited.

Signed: Oliver Bainbridge

Dated: 21/04/26

PUBLIC NOTICE LICENSING ACT 2003 To whom it may concern: We, The Can Do Pub Co. LTD trading as Crossed Anchors Brewing of the Grapevine Brewhouse in Exmouth do hereby give notice that we have applied to the Licensing Authority at East Devon District Council for a new premises license

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Signed [Redacted] ..Oliver Bainbridge
Dated21/04/26

Pedestrian Zone

At any time

Public Works Department
PUBLIC WORKS DEPARTMENT
The City of Portland, Oregon
Public Works Department
1200 NE Oregon Street, Portland, OR 97232
503.944.3333
www.portland.gov/publicworks
Public Works Department
1200 NE Oregon Street, Portland, OR 97232
503.944.3333
www.portland.gov/publicworks

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Signed Oliver Bainbridge
Dated 21/04/26

Emily Westlake

From: Rob Cooper [REDACTED]
Sent: 15 May 2026 09:00
To: Licensing EDDC
Subject: Re: Objection to 061692 - Pop up Bar at Orcombe Point

Follow Up Flag: Follow up
Flag Status: Completed

Categories: Emily

Dear Emily. Thanks for your email.

1. We are happy to leave it to the licensing committee to decide on the confusion of the siting and whether a new consultation is needed. The notice was next to the EDDC endorsed map showing where Orcombe Point is. So people may have not been concerned enough to view any application but would have been if it had stated Orcombe Gate. Locally Orcombe Point is known to be by the Geoneedle.

2. Whatever, our 2 suggested conditions remain. If it is sited at point PB on our diagram then it would be near toilets so only the noise condition clarification needed. If it is proposed to be at Orcombe Gate we reiterate the key issue is toilets as most drinks will be pints of beer as per our original representation which still stands. So unless the applicant agrees to the 4 porta loo condition then the committee we consider should reject the application but recommend reapplying within 60 yds of toilets. If done we would support any such application as in the right way it could be a good thing to have at Exmouth.

Yours sincerely

Rob and Alison Cooper

On Tue, 12 May 2026, 00:48 Licensing EDDC, <licensing@eastdevon.gov.uk> wrote:

Dear Mr & Mrs Cooper,

Thank you for your email.

We can confirm that the application is to licence a temporary trailer bar on the paved area at the far east end of Queen's Drive, past the turning circle.

In the application form itself, the applicant has described the proposed location using a "What 3 Words" reference of "gent.punk.ranges". The applicant has also supplied a site plan in support of the application, and I have attached a copy to this email for your information. The proposed site of the trailer bar is marked by the red and blue rectangles.

Appendix E

We understand that the location is advertised on the public notice as being “*at Orcombe Point, Exmouth (trailer bar to be situated on the paved area)*”.

We note your comments about the area where the trailer is proposed to be sited being called “Orcombe Gate” rather than “Orcombe Point”, which technically refers to a location on the cliff top itself.

We are however satisfied that the applicant has set out the proposed location clearly within the application and has displayed public notices at the location of the proposed site itself, to advertise the application to anyone passing by.

We are also satisfied that the area where the trailer is proposed to be sited, at the end of Queen’s Drive, is well known locally as “Orcombe Point” and that the description “on the paved area” makes the location clear. It is stated in the public notice that a copy of the application can be viewed at the Licensing Authority’s address during normal office hours and therefore, if any interested parties have queries about the location of the site, they can request to view the application plan.

We note that you are making a representation against the application and have accepted your email and attached letter as confirmation of this. If you wish to add anything further to your representation, having viewed the proposed site plan, please do respond to this email before the last date for representations on the **18th May 2026** and we will update your representation accordingly.

If representations are received against a premises licence application, and are not subsequently withdrawn, the application will be determined following a hearing of a sub-committee of the Licensing & Enforcement Committee which will be held within 20 working days from the last date for representations. After the last date for representations has passed, we will send you a notice of hearing inviting you to attend the hearing.

If you have any further queries please do let us know.

Kind regards

Emily Westlake

Licensing Officer

Licensing Department

East Devon District Council

licensing@eastdevon.gov.uk

01404 515616



www.eastdevon.gov.uk

Blackdown House, [Border Road](#),

[Heathpark Industrial Estate](#),

[Honiton. EX14 1EJ](#)

From: Rob Cooper [REDACTED]
Sent: 08 May 2026 22:59
To: Licensing EDDC <licensing@eastdevon.gov.uk>
Subject: Objection to 061692 - Pop up Bar at Orcombe Point

Dear EDDC Licensing

Enclosed are 3 files :-

Representation letter

Picture 1

Picture 2

Yours sincerely Rob and Alison Cooper

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REPRESENTATIONS LIST

Appendix F

Application No: 061692

Application Date: 20 April 2026

Licence Type: Premises Licence WITH Alcohol

Licence No: N/A

Application Type: New Application

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Applicant: Can Do Pub Company Ltd
The Grapevine Brewhouse, 2 Victoria Road, EXMOUTH, Devon, EX8 1DL.

Person making Representation: Martin Richards

Representation Accepted: Representation has been accepted

Reason: N/a

Details:

This is a representation against , Application ref: 061692

I wish to object to the application for a premises licence for a pop-up bar at Orcombe Point, Exmouth.

My objection is based on the licensing objectives of preventing crime and disorder, preventing public nuisance, promoting public safety, and protecting children and young people from harm.

Orcombe Point already experiences disorder and disturbance, particularly during the evenings and in warmer weather. Every year, the police are called to incidents on or around this part of the beach. These disturbances often involve groups gathering, noise, antisocial behaviour, and alcohol-related problems. This is not a hypothetical concern; there is already a history of disorder at this location.

Residents and other beach users already have to tolerate this disruption. Granting a licence for a pop-up bar would be likely to intensify these existing problems and make them harder to control.

The proposal would allow the bar to operate for up to 60 days between 18 May and 5 October 2026. Although this may appear temporary, the frequency and length of the proposed operation would make it a regular feature throughout much of the summer. This would risk changing the character of Orcombe Point from a quieter family and residential beach area into a destination for alcohol consumption.

Orcombe Point is used by families, walkers, residents, children attending beach activities, and people seeking a quieter part of Exmouth beach away from the busier areas around Sideshore. Introducing a licensed bar would be likely to attract more people to the area, including people coming specifically to purchase and consume alcohol. This could increase noise, litter, antisocial behaviour, disorder, and public nuisance.

There are very limited public facilities nearby, particularly public toilets. This is already a serious issue. People already use the paths, bushes, and surrounding areas to urinate and, on occasions, defecate. Increasing the availability of alcohol in this location would be likely to lower inhibitions and make this behaviour more frequent. This would create a serious public nuisance, as well as an unpleasant and unhygienic environment for residents, walkers, families, children, and other beach users.

I am also concerned about public safety. Parking at Orcombe Point and along Queens Drive is already limited and can become congested. Additional visitors attracted by the bar could increase pressure on parking and create conflict between pedestrians and vehicles. This is particularly concerning in an area used by families and children moving between the beach, the promenade, and nearby paths.

The presence of a bar could worsen existing problems with noise and antisocial behaviour. Even if the applicant does not play amplified music, the licence conditions cannot control music played by visitors from cars, portable speakers, or on the beach. Alcohol consumption is likely to make such behaviour more frequent, louder, and harder to manage.

I am particularly concerned about the impact on children and young people. This part of the beach is valued because it is quieter and more family-friendly. A regular licensed bar would increase the likelihood of children being exposed to alcohol-related behaviour, noise, disorder, and nuisance.

In my view, this location is not suitable for a pop-up bar. Comparisons with more developed areas of the seafront are not appropriate. Orcombe Point has a different character, fewer facilities, fewer nearby toilets, and less supervision. The same safeguards that may exist elsewhere on the seafront do not apply here.

For these reasons, I ask the Council to refuse this application.

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Ava Wood

Representation Accepted: Representation has been accepted

Reason: N/A

Details:

Application Ref: 061692
Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon
Ward: Exmouth Littleham ward
Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

Dear Sir/Madam

We objected to a previous application (Application no: 055461) by the same applicant. That application was for a few weekends in the year. The current application would be for 60 days between 18 May and 5 October. In other words, 60 days over a period of 21 weeks. The frequency and regularity of the operation would exacerbate the concerns we raised previously, as explained below.

Prevention of Crime and Disorder

The sale of alcohol for the extended period and frequency proposed would attract greater numbers to the area at the risk of an increase in disorderly behaviour resulting from the consumption of alcohol. We have been aware of intimidating and threatening behaviour on and around the beach at Orcombe Point when alcohol is involved. Occasionally there is disorderly behaviour and it must be said that much of it is fuelled by alcohol brought to the area by visitors. The pop-up would lead to more frequent occurrences of alcohol-related trouble that the bar staff would be unable to prevent or contain.

The distinct lack of public toilets in the near vicinity is a matter of great concern in this case. The pop-up bar would attract more people to Orcombe Point with nowhere to relieve themselves conveniently, other than the surrounding areas enjoyed by the public and/or alongside residential properties on Foxholes Hill. Urinating or defecating in public is not only a public nuisance but an offence. Without constant surveillance such behaviour could not be prevented.

The abandoned public toilets on Queens Drive currently being refurbished as a hot food take-away unit will deliver one unisex toilet. There is no provision in the planning permission permitting the refurbishment that obliges the operator to permit its use by the public. In any case, that one toilet is some distance from the proposed pop-up bar site.

Prevention of Public Nuisance

Families choose to use this end of the beach deliberately to get away from the crowds, noise and activities generated by the crowds at and around Sideshore. We are concerned that the area around Orcombe Point could become a focus for people visiting for reasons of availability of alcohol rather than for enjoyment of the quieter part of Exmouth beach.

The likely increase in people attracted to Orcombe Point to purchase alcohol is worrying for Foxholes Hill residents. Alcohol related issues are unpleasant. We have experienced just that. In particular, rowdy behaviour, damage to public property (benches and Jurassic coast related interpretation items), foul language and urinating (or worse) alongside residents' properties and in public places. Much of the unpleasantness stems from consumption of alcohol - mostly on the beach, but the impact of alcohol-related behaviour also affects residents and visitors enjoying the coastal footpath.

The lack of public toilets is one of our biggest objections to the proposed application. The absence of public toilets within close range would result in public nuisance of a very unpleasant kind.

We note the applicant's conditions regulating the noise aspect of the proposal. However, while the pop-up bar itself may not be playing amplified music, the conditions of the licence cannot prevent the playing of music on the beach or in vehicles. This is noticeably the quiet end of Exmouth beach. The unregulated and unenforceable incidents of noise from amplified music would be more frequent at the expense of the quiet environment of Orcombe Point. Equally, residents on Foxholes Hill would be materially affected by the likely increase in noise, especially those living in properties perched directly above the eastern end of Queens Drive.

Boy racers with overly engineered cars and motorbikes are often travelling at speed along Queens Drive. Annoying as the revving of engines and squealing of tyre can be, they mostly bypass Orcombe Point and speed away towards the town. The pop-up bar would be an added attraction and an incentive to stop and gather in the area, resulting in thumping music from vehicles, musical devices played at top volume and loud, volatile behaviour. The conditions listed would not prevent the public nuisance of loud music and rowdy behaviour.

Promotion of Public Safety

Public safety is already compromised by the speeding boy racers on Queens Drive. At busy weekends

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

vehicles are parked on the pedestrian area at the end of Queens Drive where the pop-up bar is to be located, as the legal parking spaces are usually all occupied. At weekends and in the evenings there is no or very little monitoring by the police or parking wardens.

With the expected increase in numbers of people visiting this part of the beach, there could be more vehicles parking on the pedestrian area and causing conflict with pedestrians wanting to walk to and from the beach and those just wishing to sit down and enjoy the view. Recently we witnessed a car mounting the pavement to access the pedestrian area and a child having to be pulled out of the path of the car.

Protecting children and Young Persons from Harm

Given the potential for disorderly behaviour, public nuisance arising from noise, alcohol fuelled conduct and risk to public safety, the objective of protecting children and young persons from harm would be undermined. Families tend to use this part of the beach and appreciate its quietness. It is also used by large groups of children attending the Bristol Camp and accessing the beach for their watersports training. The risks to young children would increase by the exposure to alcohol-related, unsavoury behaviour. Sadly, despite the applicant's and bar staff best intentions, there is a greater risk of poor behaviour than would be the case without the bar at Orcombe Point.

Conclusions

The proposal is not appropriate for this part of the beach and Orcombe Point. Comparisons cannot be made with the licenced premises or pop-ups at the Sideshore complex. The Sideshore complex is well supervised and public toilets are close by. The same cannot be said for Orcombe Point.

For the reasons given, we have serious concerns about this application and would urge you to reject it.

Should the Council be minded to grant a licence, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that the bar does not acquire a status as a 'destination'.

Furthermore, the Council may wish to consider issuing a temporary licence to allow the effects of the bar to be monitored.

Evidence:

Suggestion:

Should the Council be minded to grant a licence, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that the bar does not acquire a status as a 'destination'.

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Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Laurie Wood

Representation Accepted: Representation has been accepted

Reason: N/a

Details:

Application Ref: 061692
Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon
Ward: Exmouth Littleham ward
Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

Dear Sir/Madam

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Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

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Conclusions

The proposal is not appropriate for this part of the beach and Orcombe Point. Comparisons cannot be made with the licenced premises or pop-ups at the Sideshore complex. The Sideshore complex is well supervised and public toilets are close by. The same cannot be said for Orcombe Point.

For the reasons given, we have serious concerns about this application and would urge you to reject it.

Should the Council be minded to grant a licence, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that the bar does not acquire a status as a 'destination'.

Furthermore, the Council may wish to consider issuing a temporary licence to allow the effects of the bar to be monitored.

Evidence:

Suggestion:

Should the Council be minded to grant a licence, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that the bar does not acquire a status as a 'destination'.

Furthermore, the Council may wish to consider issuing a temporary licence to allow the effects of the bar to be monitored.

Person making Representation: Anthony Mackness

Representation Accepted: Representation has been accepted

Reason: N/a

Details:

We are writing to object to the above Application for a Pop up Bar at Orcombe Point, Exmouth.

The sale of alcohol for the extended period of 18th May and 5th October will attract greater numbers to the area and an increased risk of disorderly and noisy behavior on the beach around Orcombe Point.

There is a distinct lack of toilet facilities in the area which will result in an increased risk of people needing to relieve themselves in the area surrounding the Pop up Bar. This will include the beach and the surrounding residential area of Foxholes Hill.

There is the risk of an increase in the noise levels and the conditions of the license can not prevent the playing of music on the beach. Noisy vehicles, such as boy racers and motorbikes already use Queens Drive for speedy driving and the availability of a Pop up Bar will be an added attraction and a reason for stopping at Orcombe Point. The consumption of alcohol by these drivers will increase the risk of accidents during a busy holiday period and in an area where there is very little police presence.

The proposed Application is inappropriate for this area of the beach and is likely to see an increase in disorderly behaviour and public nuisance fuelled by alcoholic conduct.

For the above reasons, we urge the Council to reject this Application.

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Deidre Mackness
[REDACTED]

Representation Accepted: Representation has been accepted

Reason: N/a

Details:

We are writing to object to the above Application for a Pop up Bar at Orcombe Point, Exmouth.

The sale of alcohol for the extended period of 18th May and 5th October will attract greater numbers to the area and an increased risk of disorderly and noisy behavior on the beach around Orcombe Point.

There is a distinct lack of toilet facilities in the area which will result in an increased risk of people needing to relieve themselves in the area surrounding the Pop up Bar. This will include the beach and the surrounding residential area of Foxholes Hill.

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The proposed Application is inappropriate for this area of the beach and is likely to see an increase in disorderly behaviour and public nuisance fuelled by alcoholic conduct.

For the above reasons, we urge the Council to reject this Application.

Evidence:

Suggestion:

Person making Representation: Brian Arthur Bailey
[REDACTED]

Representation Accepted: Representation has been accepted

Reason: Public Safety

Details:

Hi Charlotte. I wish to object to the application for a pop up bar at Queens drive. Orcombe point. This is a PSPO area therefore no drinking allowed. There are many people and youngsters in the area. I strongly object to this application on the grounds of public safety
Kind regards Brian

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Paul Stanworth

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details: 8 May 2026

Ref No. 061692

Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon

Ward: Exmouth Littleham ward

Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month

Dear Licensing Team,

We are writing to object to the application for a Time Limited Premises Licence for the proposed pop-up bar at Orcombe Point, Exmouth (Application Ref: 061692).

Our concerns relate directly to the licensing objectives of (1) preventing crime and disorder, (2) protecting public safety, (3) preventing public nuisance, and (4) protecting children from harm.

Orcombe Point is currently valued as one of the quieter areas of Exmouth beach, used by families, coastal path walkers, local residents, and children attending nearby watersports activities. There are also regular school groups from the Bristol camp. Introducing a pop-up bar operating over 60 days between May and October risks changing the character of the area and attracting larger crowds whose primary purpose will be alcohol consumption.

Preventing crime and disorder, preventing public nuisance and protecting public safety

There are already regular problems in the area involving anti-social behaviour, drug taking, loud music, speeding vehicles, and rowdy conduct, particularly during evenings and weekends. Granting this licence is likely to increase noise, disorder, and alcohol-related incidents. Although conditions may be proposed for the operation of the bar itself, they cannot realistically control behaviour on the surrounding beach, nearby footpaths, or parking areas.

Public safety is also a significant concern. Parking at Orcombe Point and along Queens Drive is already limited and often congested during busy periods - with parking often spilling into Foxholes residential parking. Increased visitor numbers could worsen unsafe parking and create additional risks for pedestrians, cyclists, and families using the beach.

Preventing public nuisance

Our major concern is that the area lacks sufficient nearby public toilet facilities, which is likely to lead to public nuisance and unacceptable behaviour affecting residents and visitors. We don't believe there will be sufficient policing to mitigate this risk given the more remote location from the town.

?

Protecting children from harm

The proposal could particularly impact children and young people. Families deliberately use this quieter part of the beach because it feels safer and calmer than busier areas. Increased alcohol consumption and the possibility of disorderly behaviour would undermine that environment and expose children to behaviour that many residents consider unsuitable. There are already beachside drinking areas towards Sideshore and beyond for those seeking alcohol.

Comparisons with other licensed beach locations are not appropriate, as Orcombe Point is less supervised and located closer to residential areas. For these reasons, we respectfully ask the Council to reject the application. If the Council is minded to grant a licence, we would strongly request that any approval be subject to strict review and monitoring conditions.

Thank you for considering this representation.

Yours faithfully

Paul & Juliette Stanworth

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Juliette Stanworth

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details: 8 May 2026

Ref No. 061692

Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon

Ward: Exmouth Littleham ward

Name of Applicant: Can Do Pub Company Ltd

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Our concerns relate directly to the licensing objectives of (1) preventing crime and disorder, (2) protecting public safety, (3) preventing public nuisance, and (4) protecting children from harm.

Orcombe Point is currently valued as one of the quieter areas of Exmouth beach, used by families, coastal path walkers, local residents, and children attending nearby watersports activities. There are also regular school groups from the Bristol camp. Introducing a pop-up bar operating over 60 days between May and October risks changing the character of the area and attracting larger crowds whose primary purpose will be alcohol consumption.

Preventing crime and disorder, preventing public nuisance and protecting public safety

There are already regular problems in the area involving anti-social behaviour, drug taking, loud music, speeding vehicles, and rowdy conduct, particularly during evenings and weekends. Granting this licence is likely to increase noise, disorder, and alcohol-related incidents. Although conditions may be proposed for the operation of the bar itself, they cannot realistically control behaviour on the surrounding beach, nearby footpaths, or parking areas.

Public safety is also a significant concern. Parking at Orcombe Point and along Queens Drive is already limited and often congested during busy periods - with parking often spilling into Foxholes residential parking. Increased visitor numbers could worsen unsafe parking and create additional risks for pedestrians, cyclists, and families using the beach.

Preventing public nuisance

Our major concern is that the area lacks sufficient nearby public toilet facilities, which is likely to lead to public nuisance and unacceptable behaviour affecting residents and visitors. We don't believe there will be sufficient policing to mitigate this risk given the more remote location from the town.

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Protecting children from harm

The proposal could particularly impact children and young people. Families deliberately use this quieter part of the beach because it feels safer and calmer than busier areas. Increased alcohol consumption and the possibility of disorderly behaviour would undermine that environment and expose children to behaviour that many residents consider unsuitable. There are already beachside drinking areas towards Sideshore and beyond for those seeking alcohol.

Comparisons with other licensed beach locations are not appropriate, as Orcombe Point is less supervised and located closer to residential areas. For these reasons, we respectfully ask the Council to reject the application. If the Council is minded to grant a licence, we would strongly request that any approval be subject to strict review and monitoring conditions.

Thank you for considering this representation.

Yours faithfully

Paul & Juliette Stanworth

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Robert Cooper

Representation Accepted: Representation has been accepted

Reason: N/A

Details:

Application Ref: 061692 Representation
Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon Ward: Exmouth Littleham ward, Name of Applicant: Can Do Pub Company Ltd
TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

This is a representation as we wish to oppose the granting of a license regarding application 061692. We would however be supportive of a pop up bar at Exmouth if it was done in the right place with appropriate conditions and could be a positive Exmouth enterprise.

It should be noted as per the enclosed pictures (PICTURE 1 and PICTURE 2) of the Public map endorsed by EDDC that Orcombe Point is in a different location to Orcombe Gate (a 1/4 of a mile away).

The application being consulted on is for it to be sited at Orcombe POINT - which is by the Geoneedle. A vehicle and trailer have previously got there ie at the Queen's Jubilee where the vehicle and trailer brought the gas lit Beacon at the cliff top at Orcombe Point.

Our objections are related to the Prevention of Crime and Disorder and the Prevention of a Public Nuisance.

1. The only toilets are at least a half mile away from T1 toilets on map (currently closed) and 3/4 mile from T2 toilets on the map PICTURE 2 which has a scale line - so it would lead to antisocial behaviour and the crime of urinating in public.
2. It is likely to be a noise nuisance if a generator is used to power the bar for 9 hours , unless it's low noise level is objectively specified.
3. It is near the cliff top and not good for people who have had alcohol.
4. It is near the Red Rock campsite for children.

The applicant should be advised to put in a new application for consultation at a different location than Orcombe POINT.. This will be needed as the current application is specifically at Orcombe Point and would need re- consultation for the new location.

CONDITIONS In any application for a pop up bar the following additional binding conditions should be included to prevent crime and disorder and prevention of a public nuisance.

1. It should be sited within 60 yards of available toilets (as is the case for other pop up bars at seaside locations) or else the applicant must provide nearby 4 porta loo cubicles. Most of the drinks will be pints of beer so toilets are needed to avoid urinating in public.
2. The generator should produce no more than 55 Decibels when measured at 23 feet (7m). This can be measured by i-phones and confirmed objectively by environmental health officers.

A location near "PB" on the map in PICTURE 2 could be considered which is near toilets and not near other retailers of alcohol. The pedestrian area at Orcombe Gate , needing a vehicle permit, is unsuitable as T1 toilets are over a ¼ mile away and T2 toilets over ½ mile away.

Yours sincerely Rob & Alison Cooper

Encs PICTURE 1 and PICTURE 2

Later comments received on 15/05/2026:

1. We are happy to leave it to the licensing committee to decide on the confusion of the siting and whether a new consultation is needed. The notice was next to the EDDC endorsed map showing where Orcombe Point is. So people may have not been concerned enough to view any application but would have been if it had stated Orcombe Gate. Locally Orcombe Point is known to be by the Geoneedle.
2. Whatever, our 2 suggested conditions remain. If it is sited at point PB on our diagram then it would be near toilets so only the noise condition clarification needed. If it is proposed to be at Orcombe Gate we reiterate the key issue is toilets as most drinks will be pints of beer as per our original representation which still stands. So unless the applicant agrees to the 4 porta loo condition then the committee we consider should reject the application but recommend reapplying within 60 yds of toilets. If done we would support any such application as in the right way it could be a good thing to have at Exmouth.

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Alison Cooper

Representation Accepted: Representation has been accepted

Reason: N/A

Details:

Application Ref: 061692 Representation
Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon Ward: Exmouth Littleham ward, Name of Applicant: Can Do Pub Company Ltd
TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

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Yours sincerely Rob & Alison Cooper

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Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Julia Tancock

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details:

Application Ref: 061692

Premises: Orcombe Point pop up bar - Orcombe Point EXMOUTH Devon

Ward: Exmouth Littleham Ward

Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Application for a Pop Up Bar at Orcombe Point, Exmouth-The Pop Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

We object to this application. 60 days over a period of 21 weeks will increase the regularity of our concern as highlighted below

Prevention of Crime and Disorder

There have been recorded incidents of threatening and intimidating behaviour at the beach at Orcombe point when alcohol has been involved. Allowing a Pop-up bar in this remote area of the beach, where there is no CCTV and being close to a residential estate will lead to more frequent alcohol related incidents that bar staff will be unable to prevent, deal with or contain. The application does not state how many bar staff will be 'on duty' or their age. It is highly unlikely that 2/3 bar staff would be able to cope with any incident that occurred and, if escalated, would take far greater time for a police response to attend. There are infrequent police patrols at this end of the beach. 60 days over 21 weeks suggests that this is likely to be most weekends throughout this period, however, the fluid nature of these dates means that there will be little notice as to when the bar will open, providing an unwelcome degree of uncertainty for local residents.

Prevention of Public Nuisance

This end of the beach is quiet and secluded which is its main attraction to families, visiting educational groups, more elderly residents of the town/local area and those who wish to enjoy the natural beauty of the beach and start of the Jurassic coastline. It lies within the AONB. During May to October, it is more populated with dog walkers due to the main beach restrictions. The proposed location of the bar is currently where many people meet to enjoy leisure activities including Yoga, fitness groups, religious and walking groups. This area can be very busy at weekends and on Public Holidays. Currently, it is generally a peaceful and safe area which will not be enhanced by more visitors deliberately coming down to consume alcohol. There is already limited seating in this area for visitors to sit.

There are no toilet facilities at this part of the beach, the nearest are at Foxholes Hill car park, a considerable walk back along Queens Drive. We have already witnessed children and adults relieving themselves along the Zig zag path that leads up to the coast path, particularly behind the benches on path up the hill. Damage has now been caused to these rest points. We have witnessed adult males urinating against the sea wall on the beach. Urination and defecation in public is a nuisance and also an offence. There have been many occasions where camper vans/cars pitch up on the paved area, with no permissions, and play their music very loudly. This can clearly be heard, over the sound of a television, by the residents of Foxholes Hill at the top of the zig zag path. This is already disruptive and is not challenged or monitored by the authorities. The applicants state that they will not be playing music from the bar but their conditions are such that they will have no control over those additional visitors who will then see this end of the beach as a prime destination to enjoy alcohol and loud music, particularly during the warmer summer evenings and where their behaviour can be completely unchallenged to the detriment of those who live here.

Promotion of Public Safety

This stretch of the beach is already a prime location for excessive speeding and racing along in spped-up cars. There are many unofficial car and motorcycle meet ups on the pedestrian area, where vehicles are often parked on the paved area rather than using the allotted parking spaces. Many times, when sitting in this area we have seen cars and motor cycles drive straight onto the paved area, showing scant regard for children, pedestrians or dogs. Many people use the allotted parking spaces without paying and at busy times, will park on the verges and indeed the paved area. In the past 3 years, we have yet to see a Parking Warden along Queens Drive and especially in the marked parking area at the top of zig zag path on Foxholes Hill by the benches. The 2-hour restriction at this area is already frequently abused, particularly at weekends with many cars parking on the double yellow lines, over staying the 2-hour limit and causing an issue on that narrow bend in the road. Parking here will no doubt increase further with a bar at the bottom of the footpath as there is no parking charge or likelihood of any police patrol to be around to check for drink/drug driving.

Protecting children and young people from harm/Safeguarding

By placing a pop-up bar in this location, the risk to young children and vulnerable children/adults increases dramatically due to the potential exposure to alcohol related, unsavoury and inappropriate behaviour from adults. The area is used by many educational groups and establishments. St Peter's Prep school frequently bring their KS1 children to this part of the beach during the summer term. There are many visits by Vulnerable/SEMH groups and other school parties. Hello Exmouth! regularly bring visiting parties of foreign students here as part of their activities, walking from the town and back along the front/coast path. The area is also used by geography/geology students from secondary schools and University. The Red Rock Residential camp is based directly above the location site in the old Bristol Schools camp. They use the beach daily when school parties are in residence (May-September) with the children being based for the whole the day on the beach enjoying water sports activities and beach-based learning/games. They often provide changing facilities on the paved area when running day-based activities for local children and adults during the summer holidays. Having a bar so close to where children are participating in activities and learning is totally unacceptable. Risk Assessments carried out by schools have to clearly consider the position of premises/outlets serving alcohol when deciding on where and how to run an educational activity. Running any educational visit, be it residential or day trip, is highly stressful on staff who have to consider the actions of the public, how the public will react to the school party and how their children will respond to the public within their pre visit analysis and Risk Assessment documentation and procedures.

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

The probability of exposure to unacceptable and inappropriate verbal comments and potentially worse actions, fuelled by alcohol, is a considerable risk in this location, which is not supported by CCTV or proximity to an obvious police presence.

In conclusion, this proposal is not appropriate for this part of Exmouth beach.

There is a reason why there is only 1 business located here: with no alcohol licence and which closes in the evening. There is a reason why the seating is permanently fixed to the ground and the paved area remains open and with visible sight lines. There is no lighting along this part of the beach. There are no toilet facilities at this point. There is no CCTV. All these things are in place to ensure that there is nothing, apart from the natural beauty and peaceful location, to attract groups of people here, therefore, anti-social behaviour and vandalism can be discouraged/kept to a minimum.

This is not the location for a pop-up bar, close to an established residential estate, residential school camp and the main SW coastal path. This part of the beach is not suitable for an evening drinking destination. It has always been enjoyed as a quiet place to visit and enjoy; mostly by families and more elderly members of the public due to the availability of disabled parking; without the additional influx of visitors who can be accommodated more successfully at other locations along the beach. Placing this pop-up bar within the Queens Drive space or on the land of the old play park allows visitors to be closer to existing toilets, existing food outlets and the town. These locations are more central and further away from residential area. CCTV is already in place along this part of the seafront.

We have serious concerns around this application, particularly around safeguarding and public safety, and urge you to reject it.

If a licence were to be granted, there needs to be a considerable reduction in the days that the bar can operate and if these were to be clearly published in advance, then at least it may allow local residents to prepare for potential issues and disruption. A temporary licence to allow for the effects of the bar to be monitored by authorities and residents group/representative may be another option to consider.

Julia and Geoff Tancock
09/05/2026

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Geoff Tancock

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details:

Application Ref: 061692

Premises: Orcombe Point pop up bar - Orcombe Point EXMOUTH Devon

Ward: Exmouth Littleham Ward

Name of Applicant: Can Do Pub Company Ltd

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Application No: 061692

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Julia and Geoff Tancock
09/05/2026

Evidence:

Suggestion:

Person making Representation: . Laskey

Representation Accepted: Representation has been accepted

Reason: Public Nuisance

Details:

Application Ref:061692

Pop up bar Orcombepoint Exemouth

I stumbled across a sign to say that there was a proposal to erect a pop up bar at the end of Queens Drive Orcombe Point.

As a resident above said proposal I find it quite concerning ,we are troubled by music and loud noise and the smell of eligal substances being smoked already. The Pop up bar would only escalate the problem .

My other concern is the lack of public toilets in general along the beach is a issue, but having a large amount of alcohol being sold and consumed will increase the need for toilets as unfortunately we are aware of the zig zag path up to Foxholes already being used as toilets.

Litter would also be a concern from the Pop up pub , not only from the walkway ,beach and the sea.

Yours sincerely

Mr & Mrs Laskey

Evidence:

Suggestion:

Application No: 061692

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Orcombe Point, EXMOUTH, Devon.

Person making Representation: . Laskey

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Yours sincerely

Mr & Mrs Laskey

Evidence:

Suggestion:

Person making Representation: Marc Martineau

Representation Accepted: Representation has been accepted

Reason: Public Nuisance

Details:

Hello

I am writing to oppose the application for a pop up bar at Orcombe Point , Exmouth. The reason for my objection is the lack of any toilet facilities at this location, which inevitably will result in people urinating on the beach as the nearest toilet facilities are at Maer Rocks, which is half a mile away , and they are not free. Furthermore there are enough issues with alcohol induced litter and public disorder on the beach as it is without adding to the problem with this proposed bar.

Yours sincerely

Marc Martineau

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Robert Kathro

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details:

Application Ref: 061692

Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon

Ward: Exmouth Littleham ward

Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

I objected to a previous application (Application no: 055461) by the same applicant. That application was for a few weekends in the year. The current application would be for 60 days between 18 May and 5 October. In other words, 60 days over a period of 21 weeks. The frequency and regularity of the operation would exacerbate the concerns we raised previously, as explained below.

Prevention of Crime and Disorder

The sale of alcohol for the extended period and frequency proposed would attract greater numbers to the area at the risk of an increase in disorderly behaviour resulting from the consumption of alcohol. We have been aware of intimidating and threatening behaviour on and around the beach at Orcombe Point when alcohol is involved. Occasionally there is disorderly behaviour and it must be said that much of it is fuelled by alcohol brought to the area by visitors. The pop-up would lead to more frequent occurrences of alcohol-related trouble that the bar staff would be unable to prevent or contain.

The distinct lack of public toilets in the near vicinity is a matter of great concern in this case. The pop-up bar would attract more people to Orcombe Point with nowhere to relieve themselves conveniently, other than the surrounding areas enjoyed by the public and/or alongside residential properties on Foxholes Hill. Urinating or defecating in public is not only a public nuisance but an offence. Without constant surveillance such behaviour could not be prevented.

Prevention of Public Nuisance

Families choose to use this end of the beach deliberately to get away from the crowds, noise and activities generated by the crowds at and around Sideshore. We are concerned that the area around Orcombe Point could become a focus for people visiting for reasons of availability of alcohol rather than for enjoyment of the quieter part of Exmouth beach.

The likely increase in people attracted to Orcombe Point to purchase alcohol is worrying for Foxholes Hill residents. Alcohol related issues are unpleasant. We have experienced just that. In particular, rowdy behaviour, damage to public property (benches and Jurassic coast related interpretation items), foul language and urinating (or worse) alongside residents' properties and in public places. Much of the unpleasantness stems from consumption of alcohol - mostly on the beach, but the impact of alcohol-related behaviour also affects residents and visitors enjoying the coastal footpath.

The lack of public toilets is one of our biggest objections to the proposed application. The lack of public toilets within close range would result in public nuisance of a very unpleasant kind.

We note the applicant's conditions regulating the noise aspect of the proposal. However, while the pop-up bar itself may not be playing amplified music, the conditions of the licence cannot prevent the playing of music on the beach or in vehicles. This is noticeably the quiet end of Exmouth beach. The unregulated and unenforceable incidents of noise from amplified music would be more frequent at the expense of the quiet environment of Orcombe Point.

Boy racers with overly engineered cars and motorbikes are often travelling at speed along Queens Drive. The pop-up bar would be an added attraction and an incentive to stop and gather in the area, resulting in thumping music from vehicles, musical devices played at top volume and loud, high speed driving with skidding, volatile behaviour. The conditions listed would not prevent the public nuisance of loud music and rowdy behaviour. It may also result in some drivers being over the alcohol limit. There are also routine cases of the use of Nitrous Oxide and Cannabis at Orcombe point, adding alcohol into the mix may result in escalation of these offences.

Promotion of Public Safety

Public safety is already compromised by the speeding boy racers on Queens Drive. At busy weekends vehicles are parked on the pedestrian area at the end of Queens Drive where the pop-up bar is to be located. The legal parking spaces are usually all occupied. At weekends and in the evenings there is little monitoring by the police or parking CEOs. Indeed in the daytime it is rarely monitored and I recently had to advise Devon CC that it is their land as they were unaware, which resulted in their CEOs not being briefed to patrol it.

With the expected increase in numbers of people visiting this part of the beach, there could be more vehicles parking on the pedestrian area and causing conflict with pedestrians wanting to walk to and from the beach and those just wishing to sit down and enjoy the view. Recently we witnessed a car mounting the pavement to access the pedestrian area and a child having to be pulled out of the path of the car.

Protecting children and Young Persons from Harm

Given the potential for disorderly behaviour, public nuisance arising from noise, alcohol fuelled conduct and risk to public safety, the objective of protecting children and young persons from harm would be undermined. Families tend to use this part of the beach and appreciate its quietness. It is also used by large groups of children attending the Bristol Camp and accessing the beach for their watersports training. The risks to young children would increase by the exposure to alcohol-related, unsavoury behaviour.

Sadly, despite the applicant's and bar staff best intentions, there is a greater risk of poor behaviour than would be the case without the bar at Orcombe Point.

Conclusions

The proposal is not appropriate for this part of the beach and Orcombe Point. Comparisons cannot be made with the licenced premises or pop-ups at the Sideshore complex. There are no residential properties nearby, the Sideshore complex is well supervised and public toilets are close by. The same cannot be said

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

for Orcombe Point.

For the reasons given, I have serious concerns about this application and would urge you to reject it. Should the Council be minded to grant a licence, which would in my opinion be an error or judgement, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that bar does not acquire a status as a 'destination'.

Furthermore, the Council may wish to consider issuing a temporary licence to allow the effects of the bar to be monitored.

I also wonder what steps the council would take, should it grant a licence, to monitor and control potential anti social behaviour in this area, given that the council appears to be unreachable at the weekends except by a call to a remote call centre.

Robert Kathro

Unsigned as sent by email

14 May 2026

Copies to: Cllrs Brian Bailey, Anne Hall and Nick Hookway (EDDC)

Cllrs Graham Deasy, David Poor, Michael Rosser and Mark Williamson (Exmouth Town Council)

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Louise Kathro

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details:

Application Ref: 061692

Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon

Ward: Exmouth Littleham ward

Name of Applicant: Can Do Pub Company Ltd

TIME LIMITED Premises Licence Application for a Pop Up Bar at Orcombe Point, Exmouth - The Pop-Up Bar will operate for a maximum of 60 days during the 5 month period between 18th May and 5th October 2026

I objected to a previous application (Application no: 055461) by the same applicant. That application was for a few weekends in the year. The current application would be for 60 days between 18 May and 5 October. In other words, 60 days over a period of 21 weeks. The frequency and regularity of the operation would exacerbate the concerns we raised previously, as explained below.

Prevention of Crime and Disorder

The sale of alcohol for the extended period and frequency proposed would attract greater numbers to the area at the risk of an increase in disorderly behaviour resulting from the consumption of alcohol. We have been aware of intimidating and threatening behaviour on and around the beach at Orcombe Point when alcohol is involved. Occasionally there is disorderly behaviour and it must be said that much of it is fuelled by alcohol brought to the area by visitors. The pop-up would lead to more frequent occurrences of alcohol-related trouble that the bar staff would be unable to prevent or contain.

The distinct lack of public toilets in the near vicinity is a matter of great concern in this case. The pop-up bar would attract more people to Orcombe Point with nowhere to relieve themselves conveniently, other than the surrounding areas enjoyed by the public and/or alongside residential properties on Foxholes Hill. Urinating or defecating in public is not only a public nuisance but an offence. Without constant surveillance such behaviour could not be prevented.

Prevention of Public Nuisance

Families choose to use this end of the beach deliberately to get away from the crowds, noise and activities generated by the crowds at and around Sideshore. We are concerned that the area around Orcombe Point could become a focus for people visiting for reasons of availability of alcohol rather than for enjoyment of the quieter part of Exmouth beach.

The likely increase in people attracted to Orcombe Point to purchase alcohol is worrying for Foxholes Hill residents. Alcohol related issues are unpleasant. We have experienced just that. In particular, rowdy behaviour, damage to public property (benches and Jurassic coast related interpretation items), foul language and urinating (or worse) alongside residents' properties and in public places. Much of the unpleasantness stems from consumption of alcohol - mostly on the beach, but the impact of alcohol-related behaviour also affects residents and visitors enjoying the coastal footpath.

The lack of public toilets is one of our biggest objections to the proposed application. The lack of public toilets within close range would result in public nuisance of a very unpleasant kind.

We note the applicant's conditions regulating the noise aspect of the proposal. However, while the pop-up bar itself may not be playing amplified music, the conditions of the licence cannot prevent the playing of music on the beach or in vehicles. This is noticeably the quiet end of Exmouth beach. The unregulated and unenforceable incidents of noise from amplified music would be more frequent at the expense of the quiet environment of Orcombe Point.

Boy racers with overly engineered cars and motorbikes are often travelling at speed along Queens Drive. The pop-up bar would be an added attraction and an incentive to stop and gather in the area, resulting in thumping music from vehicles, musical devices played at top volume and loud, high speed driving with skidding, volatile behaviour. The conditions listed would not prevent the public nuisance of loud music and rowdy behaviour. It may also result in some drivers being over the alcohol limit. There are also routine cases of the use of Nitrous Oxide and Cannabis at Orcombe point, adding alcohol into the mix may result in escalation of these offences.

Promotion of Public Safety

Public safety is already compromised by the speeding boy racers on Queens Drive. At busy weekends vehicles are parked on the pedestrian area at the end of Queens Drive where the pop-up bar is to be located. The legal parking spaces are usually all occupied. At weekends and in the evenings there is little monitoring by the police or parking CEOs.

With the expected increase in numbers of people visiting this part of the beach, there could be more vehicles parking on the pedestrian area and causing conflict with pedestrians wanting to walk to and from the beach and those just wishing to sit down and enjoy the view. Recently we witnessed a car mounting the pavement to access the pedestrian area and a child having to be pulled out of the path of the car.

Protecting children and Young Persons from Harm

Given the potential for disorderly behaviour, public nuisance arising from noise, alcohol fuelled conduct and risk to public safety, the objective of protecting children and young persons from harm would be undermined. Families tend to use this part of the beach and appreciate its quietness. It is also used by large groups of children attending the Bristol Camp and accessing the beach for their watersports training. The risks to young children would increase by the exposure to alcohol-related, unsavoury behaviour.

Sadly, despite the applicant's and bar staff best intentions, there is a greater risk of poor behaviour than would be the case without the bar at Orcombe Point.

Conclusions

The proposal is not appropriate for this part of the beach and Orcombe Point. Comparisons cannot be made with the licenced premises or pop-ups at the Sideshore complex. There are no residential properties nearby, the Sideshore complex is well supervised and public toilets are close by. The same cannot be said for Orcombe Point.

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

For the reasons given, I have serious concerns about this application and ask you to reject it. Should the Council be minded to grant a licence, which would in my opinion be an error of judgement, please consider reducing the number of days the pop-up bar should be operational. The reduced number of days would ensure that bar does not acquire a status as a 'destination'. Furthermore, the Council may wish to consider issuing a temporary licence to allow the effects of the bar to be monitored. I also wonder what steps the council would take, should it grant a licence, to monitor and control potential anti social behaviour in this area, given that the council appears to be unreachable at the weekends except by a call to a remote call centre.

Louise Kathro
Unsigned as sent by email
14 May 2026
Copies to: Nick Hookway (EDDC)
Cllrs Graham Deasy,

Evidence:

Suggestion:

Person making Representation: Exmouth Town Council
Exmouth Town Hall, St Andrews Road, EXMOUTH, Devon, EX8 1AW.

Representation Accepted: Representation has been accepted

Reason: N/A

Details:

Ref: 061692 Orcombe Point Pop Up Bar - Orcombe Point

Consideration was given to the above licence by the Town Council Planning Committee.

Members objected to the above application under the following licensing objectives:

Prevention of Crime and Disorder

The proposed operation of a Pop Up Bar for up to 60 days within a five month period (18 May to 5 October 2026) was considered overly open ended. The absence of specified operating dates would make it difficult for the Licensing Authority, Police, and other responsible authorities to anticipate when the premises would be operating and to put appropriate measures in place to prevent crime and disorder. These concerns were heightened by recent incidents of anti social behaviour involving groups of youths in Exmouth, together with the enforcement of a Public Space Protection Order (PSPO) in the area.

Public Safety

The proposed terminal hour of 21:00 raised concerns in the context of existing evening anti social behaviour in the area. Members were concerned that the operation of the Pop Up Bar could increase crowding and associated risks, particularly in the absence of certainty around operating dates or clearly defined mitigation measures.

Prevention of Public Nuisance

The area has an established history of public nuisance, including incidents of public urination and defecation. Exmouth has also experienced a reduction in public toilet provision. Members considered that the proposed operation would be likely to exacerbate public nuisance if adequate facilities were not provided.

Protection of Children from Harm

Given the proximity of the site to public spaces used by families and young people, Members were concerned that increased alcohol related activity could expose children and young persons to inappropriate behaviour and potential harm. Members concluded that, should any licence be granted, it ought to be subject to robust conditions, including reduced opening hours on specified days and a requirement for the provision of adequate toilet facilities (e.g. portaloos).

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Mark Williamson
[REDACTED]

Representation Accepted: Representation has been accepted

Reason:

Details:

I Object to this application.

There are sufficient outlets for the supply and consumption of alcohol on Exmouth Seafront. These are regulated premises. A 'pop-up' bar could not be so regulated and could, as objectors who are nearby residents have argued, contribute to anti-social behaviour. The Orcombe Beach is popular with families and young people engaged in surfing and other water-related activities. There is no demand for it and it would be visually intrusive. It should be Refused.
Mark Williamson, Ward Member, Littleham.

Evidence:

Suggestion:

Person making Representation: Rowena Ford
[REDACTED]

Representation Accepted: Representation has been accepted

Reason:

N/A

Details:

I would like to make a representation about application Ref No. 061692 - application for a pop up bar at Orcombe point

I believe that off premises consumption of alcohol at this point is likely to lead to an increase in excessive alcohol consumption and thus an increase in crime and disorder, public nuisance and potentially a risk to children. The western end of the beach has sufficient premises that serve alcohol and there is an element of supervision because the alcohol is consumed on the premises. Conversely, selling alcohol from a trailer means that there is no control over the behaviour of the people buying the alcohol and is it possible that this will lead to public nuisance, disorder and disruption of the peaceful enjoyment of the beach by the families that visit Exmouth for their holiday. I also believe that it will further stretch our already overstretched police resources in managing and crime and disorder that arises.

Kind regards

Rowena Ford

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Helen Parker

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details: I am concerned about the application by Can Do Pub Company Ltd for a Pop Up Bar at Orcombe Point.
This is a representation

Prevention of crime and disorder

Located on a pedestrianised area at Orcombe Point this bar will encourage drinking at the quietest end of Exmouth beach. The correlation between alcohol and anti social behaviour is well documented. Disorderly behaviour will be difficult to prevent by bar staff as this is a take away facility, especially if staff are young and on their own.

The bar should be staffed by more than one person at all times

Public Safety

Disorderly behaviour will impact on public safety
Changes as above

The Prevention of Public Nuisance

The location of this proposed bar appears to be located away from residential areas but this is not the case. Foxholes Hill estate is immediately above the location and noise from the beach is easily heard. When a pop up bar was briefly located here a year or so ago the generator could clearly be heard. This is a noise that will be heard throughout the licensed period. Children's laughter is a pleasant sound the incessant drone of a generator is not.

This is a pop up bar by a beach, the 50 m litter sweep is far too small an area

Generators should not be permitted
The litter sweep area should be increased to 200m

Protection of Children from harm

The attraction of Orcombe Point is the gentleness and simplicity of the area. It is a beach on which children play with nothing but the toys they bring, the sand and the sea. It is a destination for simple pleasures. Drinking alcohol does not fit in with the atmosphere and attraction of Orcombe Point

This application should be refused

Helen Parker

16th May 2026

Evidence:

Suggestion:

Application No: 061692

Premises: Orcombe Point pop up bar
Orcombe Point, EXMOUTH, Devon.

Person making Representation: Nick Hookway

Representation Accepted: Representation has been accepted

Reason: Crime & Disorder, Public Safety, Public Nuisance, Children from Harm

Details:

Dear Sir/Madam.

I wish to object to the following licence application for the reasons laid out below.

Ref No. 061692

Premises: Orcombe Point pop up bar - Orcombe Point, EXMOUTH, Devon - Temporary trailer bar on paved area at the far east end of Queen's Drive, past the turning circle.

Prevention of Crime and Disorder:

The turning circle at Orcombe Point has seen public disorder during the COVID Lockdown, when large numbers of people congregated there. This area is a regular haunt of Boy Racers and their hangers on, who use this area to avoid being noticed by residents and the police. I suspect that the same reasons could be used by criminals selling illegal substances etc: Being a Cul de Sac this area could be used for anti-social and aggressive behaviour. There are no public toilets at the turning circle, without these facilities illegal, unpleasant and unsanitary behaviour will take place. The applicant does not seem to have considered the need for toilets within the application.

Promotion of Public Safety:

The temptation for people who have had too much to drink may well result in the taking of quite unnecessary risks at this location. Entering the water for a swim when inebriated is very unwise and shows a lack of respect for the Sea. The beach is tidal and persons may well be cut off by the tide at the headland. In these circumstances, it will be the emergency services and especially those concerned with lifesaving that will have to respond. Has the applicant considered such risks? Has contact been made with those organisations involved with lifesaving for their advice and support?

Prevention of Public Nuisance:

Orcombe Point is generally a quiet place except when anti-social behaviour, especially by Boy Racers, motorbikes and Scooters, takes place. If this application is approved, I expect to see an increase in the activities of Boy racers whose vehicles are unduly loud and driven in a reckless and unsafe manner. Such vehicles will also cause unnecessary air pollution and unpleasant odour. For those who use Orcombe point for quiet reflection by walking, exercising or sitting quietly, and there are many who do so, such people will suffer considerable and unbearable disturbance.

Protection of Children from harm.

This is the area where I have the greatest concern. There are several areas on the seafront where children tend to gather, often with alcohol in their possession. It is not unusual to see young people walking along the seafront carrying cans of alcohol, either for their own consumption or to share with others. The location of a trailer selling alcohol at Orcombe Point will make purchasing and distributing alcohol that much easier for children and young people. For me this is an issue of safeguarding, despite the arrangements suggested by the application the opportunities for children to come to harm here are just too great. The area is isolated, poorly lit, lacks sanitary facilities and is unlikely to be watched over by that many adults who could witness or help should a safeguarding issue take place. While such matters do come under the remit of the Police, it is very clear that Police resources would be over stretched to provide officers on patrol at Orcombe Point for the sixty days that this pop-up bar would be operating.

Evidence:

Suggestion:

ORCOMBE POINT

coast - and older than the dinosaurs.

PICTURE 1
Re 061692

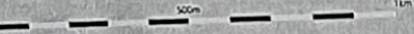


A short walk with big rewards. It only takes about 15 minutes to walk from here to Orcombe Point. The zigzag path is quite steep but then it's a level path all the way.

Look out for animals on your walk. They mark the route of the South West Coast Path, the 121 km (75 mile) National Trail from Hunkhead to Poole. Carry on along the Coast Path past the Geonedia to reach Sandy Bay and straight Point.



- Information Point
- Viewpoint
- Parking
- Toilet
- Refreshment
- Picnic Site
- Upper Trail 20 minutes 785 metres
- Lower Trail 20 minutes 930 metres
- Geonedia Trail 10 minutes 390 metres
- South West Coast Path National Trail



Orcombe Point peas
As you walk the zigzag path in spring, you will see the bright yellow flowers of the kidney vetch. This is a member of the 'legume' family, which includes peas and lentils. If you are very lucky you might spot a tiny purple and white flower here too. This is the rare Bithynian Vetch.



Look out for facts
On your way, find out why the Jurassic Coast is so special, what the rocks along the coast reveal about the distant past and which plants and animals live on our old red rocks today.



Geology in action - explore with care!
Be careful as you explore Orcombe Point. The cliffs are high and the soft red stone can be quite unstable. So please don't walk near the cliff edge and don't climb the cliffs from the beach.



Take care and enjoy your visit today

On the Beach

- Always check the tide times - it is safer to be on the beaches on a falling tide, especially around the Orcombe headlands.
- Keep an eye on incoming tides - you may get cut off and have a long walk back!
- Beware of large waves in rough weather.
- Keep clear of the cliffs and do not climb them.
- Rock falls and landslides can happen at any time and especially in wet weather.

On the Coast Path

- Keep well away from the cliff edges and ensure that children and dogs are kept under control.
- Observe any restricted access and diversion signs - the signs indicate danger!
- Follow The Countryside Code.

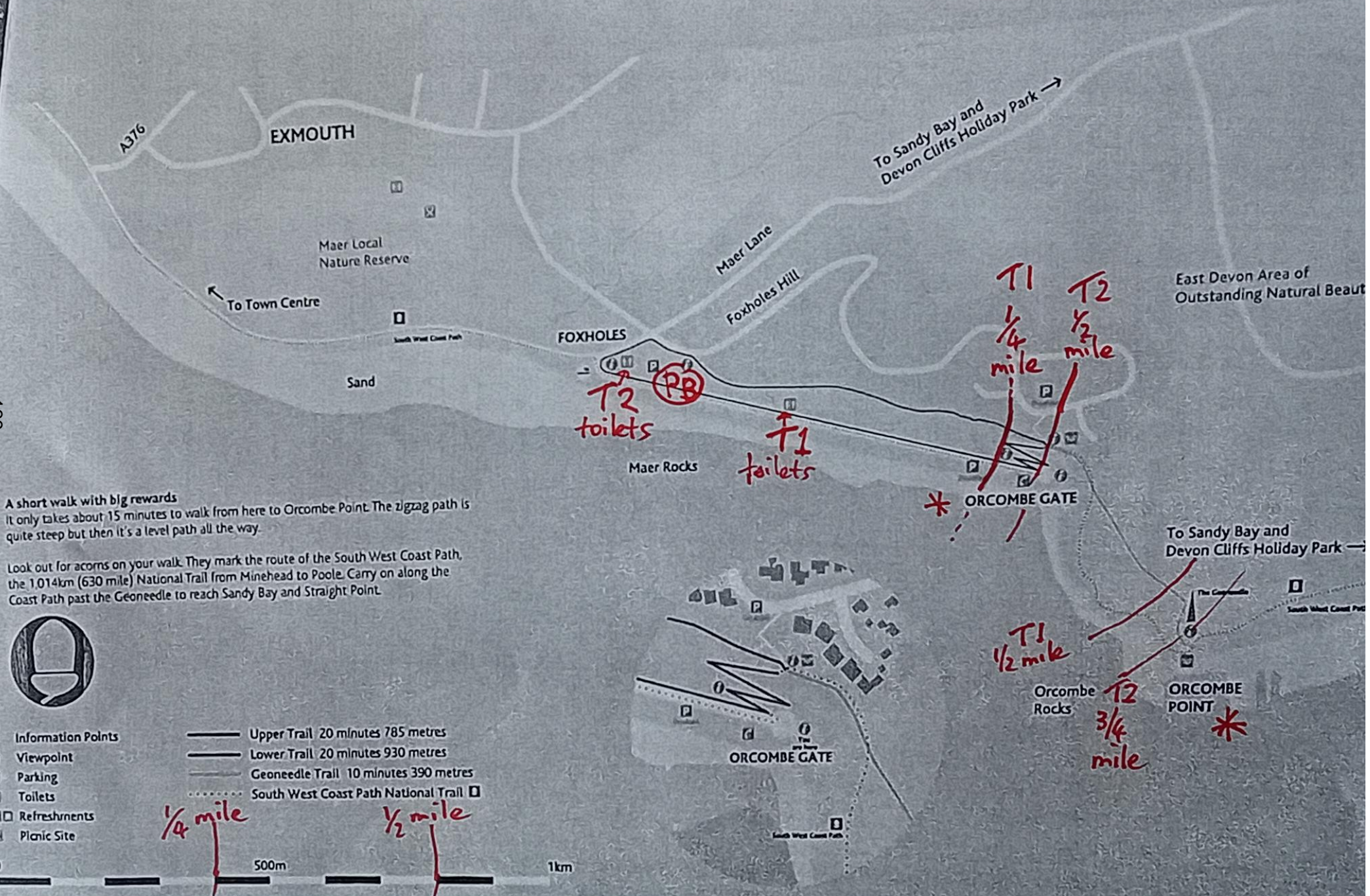
EDDC



than the dinosaurs.

PHOTO PICTURE 2
Appendix F1
Re 061692

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A short walk with big rewards
It only takes about 15 minutes to walk from here to Orcombe Point. The zigzag path is quite steep but then it's a level path all the way.

Look out for acorns on your walk. They mark the route of the South West Coast Path, the 1,014km (630 mile) National Trail from Minehead to Poole. Carry on along the Coast Path past the Geoneedle to reach Sandy Bay and Straight Point.



- Information Points
- Viewpoint
- Parking
- Toilets
- Refreshments
- Picnic Site
- Upper Trail 20 minutes 785 metres
- Lower Trail 20 minutes 930 metres
- Geoneedle Trail 10 minutes 390 metres
- South West Coast Path National Trail



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar



Photographs of proposed location of temporary mobile bar

page 146



Photographs of proposed location of temporary mobile bar





EAST DEVON DISTRICT COUNCIL

The Anti-Social Behaviour, Crime and Policing Act 2014

Public Spaces Protection Order 2026 (Exmouth)

The Control of Anti-Social Behaviour and the Consumption of Intoxicating Substances

This Order is made by East Devon District Council ("The Council") under the Anti-Social Behaviour, Crime and Policing Act 2014 Section 59 ("the Act") and remains in force for a period of 3 years from the date of the Order.

1. The Order relates to the designated streets and public spaces described in Schedule 1 below and defined by the line edged red on the plans attached to this Order ("the restricted areas"), being public spaces in the Council's administrative area to which the Act applies:
2. For the purposes of this Order,

"Intoxicating Substances" is given the following definition (which includes Alcohol and psychoactive substances): "Substances with the capacity to stimulate or depress the human central nervous system".

Exemptions will apply in cases where the substances are used for recognised cultural or religious practices, a valid and demonstrable medicinal use, given to an animal as a medicinal remedy, are cigarettes or vaporisers (tobacco products), or are food stuffs regulated by food safety legislation, or where the use of the intoxicating substances falls within the curtilage of a premises licenced for the sale and consumption of alcohol, and within the operating hours of such.

An authorised person shall be a Police Constable, Police Community Support Officer or East Devon District Council Officer, who must be able to present their authority upon request.

An authorised officer is permitted to ask a person or persons within this area who breach Prohibition (iv) causing harassment, alarm or distress shall when ordered to do so by an authorised person leave the area either immediately or by such time as may be specified and in such a manner as may be specified.

The manner specified by the authorised person may include a requirement not to re-enter a defined zone within the PSPO area until a certain time, which shall be no later than 24 hours from the time that an authorised person orders a person to leave the area and or persons to disperse from that area. A person shall be guilty of an offence if they do not disperse away and leave the area or fail to comply with the directions to not re-enter the specified area until a certain time.

The term 'street' includes any road or footway to which the public have access without payment. "Public Space" includes parks and retail car parks to which the public have access without payment.

Exemptions shall apply where a person urinating is making use of an authorised temporary public urinal/toilet that has been provided in accordance with any specification issued by East Devon District Council, and with its agreement.

For this purpose 'unauthorised' means without the express written consent of any owner of the land (or any person having control over or an interest in the land in question).

3. The Council is satisfied that the 2 conditions below have been met, in that

- (a) Activities carried on in the restricted areas as described below, have had a detrimental effect on the quality of life of those in the locality, or it is likely that these activities will be carried on in the street or public space and that they will have such an effect.

The said activities being

- the failure to surrender intoxicating substances in their possession when asked by an authorised officer,
- urination or defecation within a street or public open space,
- aggressive requests for money within a street or public open space,
- causing intimidation harassment alarm or distress,
- the failure to disperse away from a group when asked by an authorised officer.

- (b) The effect, or likely effect, of the activities described above, is, or is likely to be, of a persistent or continuing nature, is, or is likely to be, such as to

make the activities unreasonable, and justifies the restrictions imposed by the Order.

BY THIS ORDER

4. The effect of this Order is to impose the following prohibitions and/or requirements at all times or during the following times:

(i) Intoxicating substances including alcohol

A person shall be guilty of an offence, if at any time in a street or public space, he does not surrender any intoxicating substance including alcohol in their possession when requested by an authorised officer if:

- a) They are found to be ingesting, inhaling, injecting, smoking or otherwise using intoxicating substances
- b) They are in possession of such intoxicating substances with the intent of using such intoxicating substances within this area, or
- c) The authorised person has reasonable grounds to believe that such person is using or intends to use the intoxicating substance within the said area.

(ii) Urination and defecation within a street or public open space

A person shall be guilty of an offence, if at any time in a street or public space, he urinates or defecates.

(iii) Aggressive Requests for money

A person shall be guilty of an offence if, at any time in a street or public open space, he makes unsolicited or unauthorised requests for money whether expressly requested or impliedly requested from persons not known to him. It would include behaviour such as; (1) clearly intimidating, i.e. through the use of threatening language or gestures, or (2) intimidating by being passive aggressive, such as sitting in close proximity (i.e. within 5 metres) of a cash machine or pay station either singularly or in a group of two or more, i.e where people expect privacy and/or feel vulnerable, with their money, bank cards, wallets or purse on display.

(iv) Intimidation, harassment, alarm or distress.

A person shall be guilty of an offence if, at any time in a street or public space, he behaves individually or in a group in a manner which has resulted or likely to result in a member of the public being intimidated, harassed, alarmed or distressed.

An authorised officer is permitted to ask people within a group to disperse immediately or by such time as may be specified. A person shall be guilty of an offence if they do not disperse away from that group of people.

5. The Order will remain in force for a period of three years from the date of this Order, unless extended by further Orders under the Council's statutory powers.
6. A person guilty of an offence under Section 4 is liable on summary conviction to a fine not exceeding level 3 on the standard scale or a fixed penalty notice of £100.

Liability to conviction for the offence may be discharged by the payment of a fixed penalty notice issued by an authorised officer or police officer. The amount of the fixed penalty notice shall be £100 and it shall be payable to East Devon District Council.

Where a fixed penalty notice is issued no proceedings will be taken for the offence before the end of the period of 14 days following the date of the notice. The person served may not be convicted of the offence if the fixed penalty notice is paid before the end of the 14 day period.

An authorised officer means an employee of the Council, or other person who is authorised in writing by the Council, or a Police Officer for the purpose of giving directions or carrying out enforcement under this order

Schedule 1

This order applies in the following designated areas:

Exmouth

The Strand and surrounding area including: Manchester Street, Elm Grove, Rolle Street and Tower Street.

The Magnolia centre and surrounding area including: Parade, Magnolia Centre, London Inn car park, Chapel Street, Church Street and Market Street.

The Manor Gardens.

Madeira Walk and surrounding area including: the Pavilion Grounds and Gunfield Gardens.

Exmouth Beach including Sandy Bay:

This includes the foreshore and all the beach, sands, rock and any seawall or bank adjoining the same within the area of Exmouth Town Council and extending from the River Estuary at the north end of the Royal Parade in the west to the east end of Sandy Bay in the east.

Orcombe point the area around the Geo-needle, High Land of Orcombe, Rodney steps and surrounding area , the foot path and green spaces at the top of the zigzag path leading up onto Foxholes Hill, and includes the Donkey Field on Foxholes Hill.

Foxholes car park

The Maer and surrounding area including the Beach, Queen's Drive and Foxholes car park

The Maer Road Car park:

Exmouth Town centre area, Imperial Recreation Ground area, Exmouth Train Station, Exmouth Marina round to the Beach and Esplanade; Marine Way; The Royal Avenue, Commercial Vehicle Park, Car park Train Station Car Park, Imperial Road Car Park; Imperial Recreation Ground; Imperial Road; Parade; Crudges Lane; Manchester Street; Manchester Road; Albion Street; Union Street; Union Street Car park; Chapel Street; Margaret Street; Market Street; Magnolia Centre; The Strand; Magnolia Walk; Queen Street; Elm Grove; Lower Fore Street; Fore Street; Church Street; Rolle Street; High Street; Tower Street; Queens Court; Criterion Place; Chapel Hill; Beacon Hill; The Beacon ; The Plantation and surrounding area; Bath Road; Alexandra Terrace; Esplanade; Beach Gardens; The Pavilion Gardens; Manor Gardens; Cleveland Place; Langerwehe Way; Camperdown Car Park; Camperdown Terrace; Victoria Way; Dock Road; Point Terrace; Trinity Road; Shelly Reach; Estuary Court; Clipper Wharf; Sailmakers Court; Ropewalk House; Schooners Court; Shelly Road; Cutlers wharf; Windjammer Court; Leeward Court; Windward Court; Madison Wharf; Spinnakers; Regatta Court; Exmouth Marina; Fishermans Court; Pier Head; Pier Head Car Park; Shelley Court; The Moorings; Harbour Court; Sharps Court; Mamhead View; Gertrude Terrace; Alston Terrace; Victoria Road, Morton Road; Clinton Square; St Andrews Road; Morton Crescent Mews; Morton Crescent; all connecting Alleyways and footpaths; including the accessible Estuary Shoreline; Exmouth Beach.



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20561

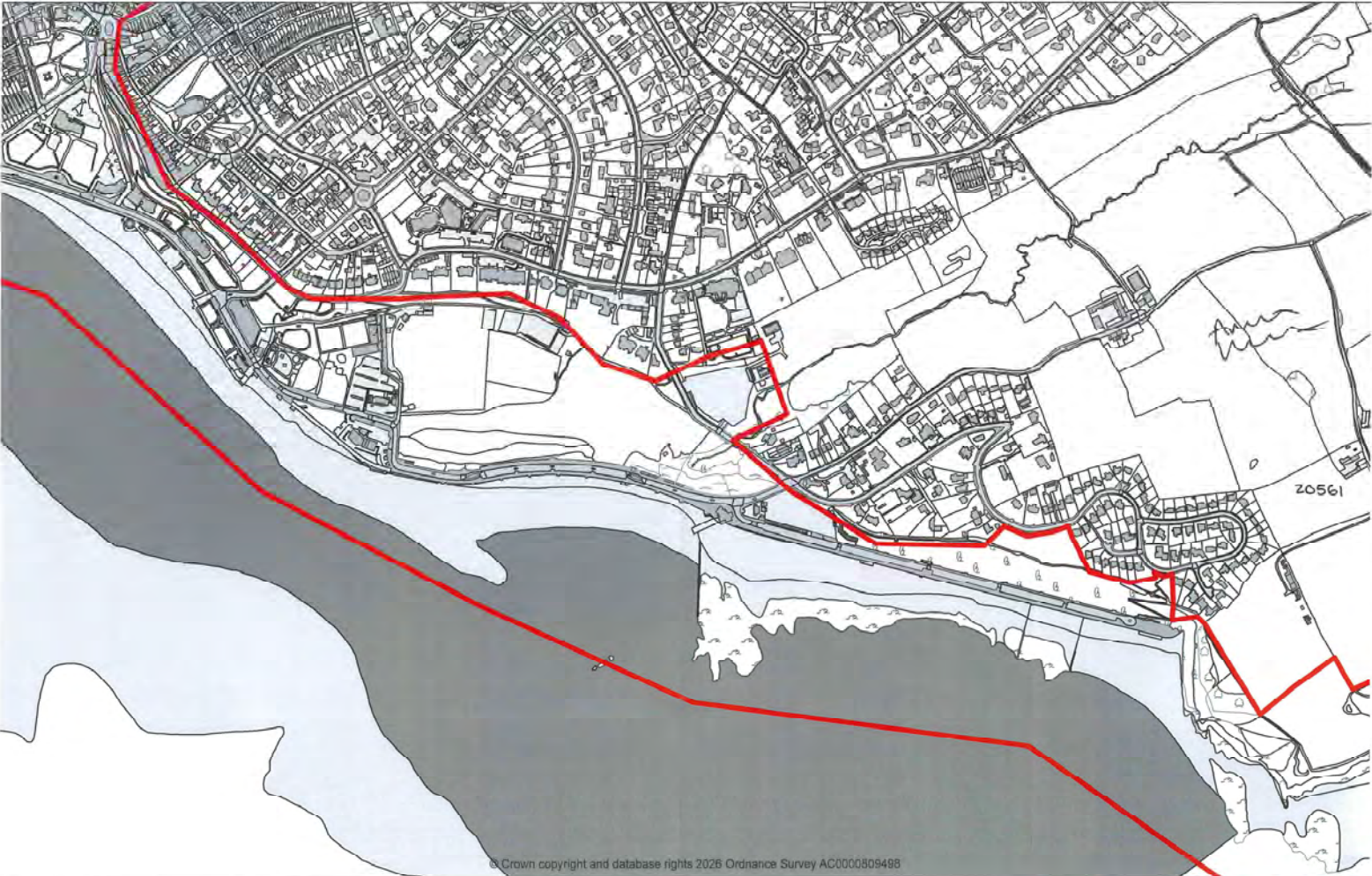
Exmouth ASB and Intoxicating Substances PSPO 2026 (Overview Map)

Proposed ASB PSPO

1:15,904




Appendix H



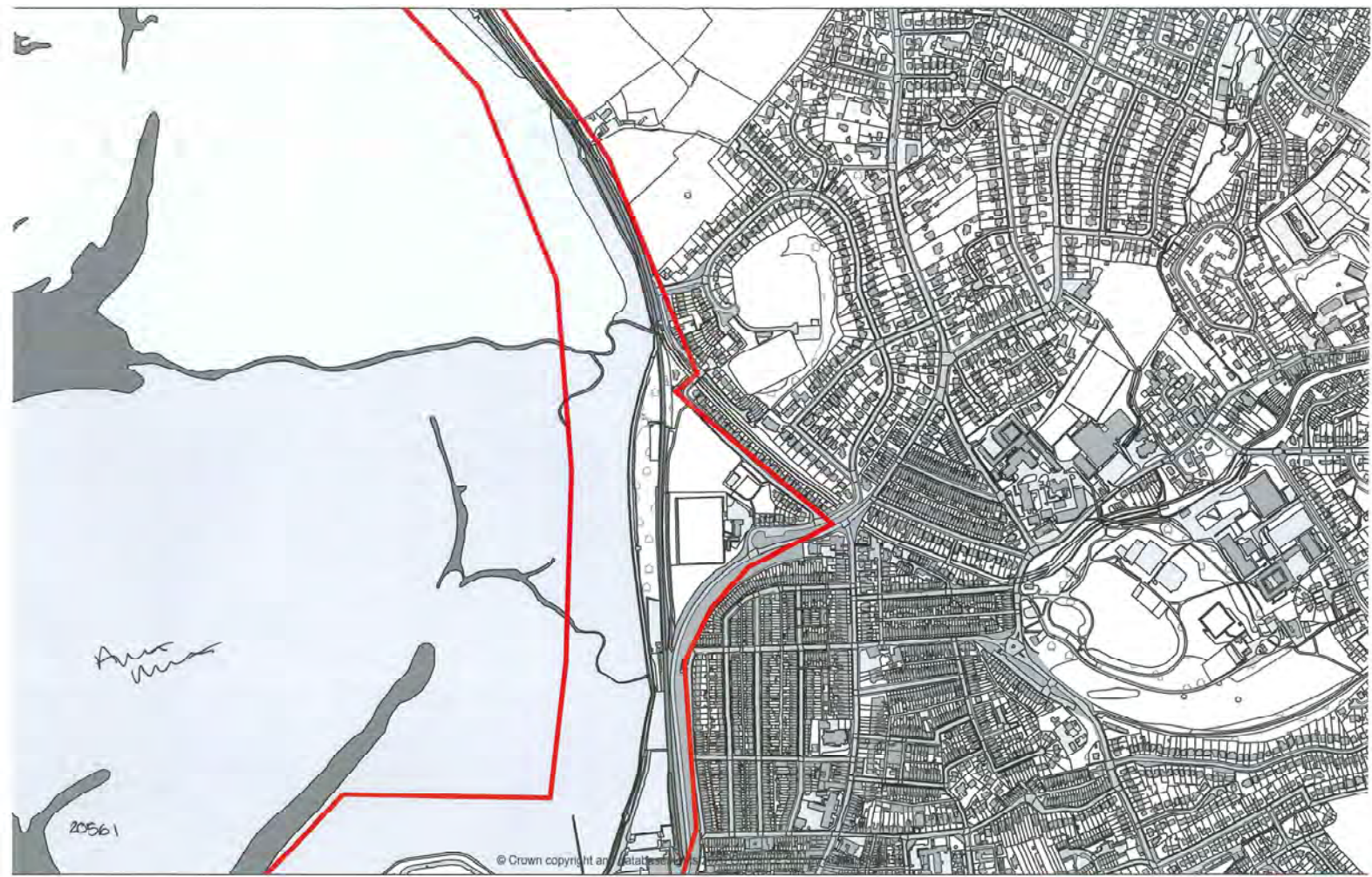
Exmouth ASB and Intoxicating Substances PSPO 2026
The Maer, The Beach, Queens Drive, Maer and Foxholes Car Parks, The donkey field and zigzag path at Foxholes Hill.

Proposed ASB PSPO


1:5,611




Appendix H



Exmouth ASB and Intoxicating Substances PSPO 2026
Estuary Cycle Route, Carter Avenue & Marine Way

 Proposed ASB PSPO

 1:5,404



Appendix H



Exmouth ASB and Intoxicating Substances PSPO 2026
Train Station, Exmouth Marina around to the Beach and Esplanade

Proposed ASB PSPO

1:5,611



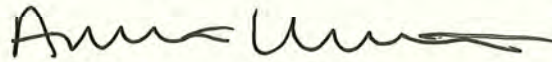
The Royal Avenue:

Along the Estuary cycle route past Lower Halsdon Farm to the "Half Moon" Field.

Estuary Cycle Route, Carter Avenue and Marine Drive area;

By resolution of East Devon District Council dated 3rd December 2025

20561



The Common Seal of the

East Devon District Council

Hereunto affixed this 11th day

of *March* in the presence of

~~Principal Solicitor/Strategic Lead – Legal, Licensing and Democratic Services/~~

~~Chief Executive~~



Orcombe Point Pop Up Bar – Responses to Notice of Hearing

Applicant:

Can Do Pub Company Ltd	
Hearing Unnecessary	No
Attending	Yes Oliver Bainbridge - Director of The Can Do Pub Company Ltd
Supporting documents	None
Summary of key points	None

Interested Parties:

Town Council

1.	Exmouth Town Council Planning Committee
Hearing Unnecessary	No
Attending	Yes – Councillor Graham Deasy
Supporting documents	None
Summary of key points	<p>Prevention of crime and disorder The proposed operation of a Pop-Up Bar for up to 60 days within a five-month period (18 May to 5 October 2026) was considered overly open-ended. The absence of specified operating dates would make it difficult for the Licensing Authority, Police, and other responsible authorities to anticipate when the premises would be operating and to put appropriate measures in place to prevent crime and disorder. These concerns were heightened by recent incidents of anti-social behaviour involving groups of youths in Exmouth, together with the enforcement of a Public Space Protection Order (PSPO) in the area.</p> <p>Public Safety The proposed terminal hour of 21:00 raised concerns in the context of existing evening anti-social behaviour in the area. Members were concerned that the operation of the Pop-Up Bar could increase crowding and associated risks, particularly in the absence of certainty around operating dates or clearly defined mitigation measures.</p> <p>Prevention of public nuisance The area has an established history of public nuisance, including incidents of public urination and defecation. Exmouth has also experienced a reduction in public toilet provision. Members considered that the proposed operation would be likely to exacerbate public nuisance if adequate facilities were not provided.</p> <p>Protection of children from harm Given the proximity of the site to public spaces used by families and young people, Members were concerned that increased alcohol-related activity could expose children and young persons to inappropriate behaviour and potential harm.</p>

	Should any licence be granted, it ought to be subject to robust conditions, including reduced opening hours on specified days and a requirement for the provision of adequate toilet facilities (e.g. portaloos).
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Ward/Town Councillors

2.	Councillor Brian Bailey- District Councillor for Exmouth Littleham Ward Town Councillor for Exmouth Littleham Ward	
	Hearing Unnecessary	No
	Attending	Yes
	Supporting documents	None
	Summary of key points	<p>More litter. How do they intend to police area for ASB, major problem with young people drinking.</p> <p>No specific opening times leading to a possible increase in ASB. There is evidence of crime and disorder in the recent past. There is a PSPO in place.</p> <p>Could increase crowding on pavement and roundabout close to turning circle. Possible conflict with traffic.</p> <p>There is a history of nuisance. No toilets in the area, evening noise disturbing Fox Hole residents. Increase in cars, motorcycles and ASB.</p> <p>This space is used by family, a safe area, known for children to play on sand in rock pools. PSPO area. No drinks should be enforced by EDDC and Police.</p>

3.	Councillor Nick Hookway District Councillor for Exmouth Littleham Ward Town Councillor for Exmouth Littleham Ward	
	Hearing Unnecessary	No
	Attending	Yes
	Supporting documents	None
	Summary of key points	<p>Isolated nature of site allows anti-social behaviour i.e. boy racers. Isolated site close to a tidal beach. Persons entering the water under the influence would need rescue by RNLI.</p> <p>Orcombe Point is a regular haunt for boy racers, motorbikes and scooters. Noise, odour and pollution result – application will encourage.</p> <p>Isolated site poorly lit, limited access/egress would encourage illegal acts against children.</p>

4.	Councillor Mark Williamson Town Councillor for Exmouth Littleham Ward	
Hearing Unnecessary	No response received.	
Attending		
Supporting documents		
Summary of key points		

Other persons

5.	Alison Cooper	
Hearing Unnecessary	No	
Attending	No	
Supporting documents	<p>Photograph of portaloo cubicles provided at the recent rugby event on the beach which had a small bar in the main tent.</p> <p>See APPENDIX I1.</p>	
Summary of key points	<p>It would be better to site it near the Queen's Drive Car Park – where there are toilets</p> <p>If the licensing committee considers this is an application at Orcombe Gate – then previous disorder at this location means not suitable to serve alcohol. Re-consultation needed if Orcombe Gate.</p> <p>Most drinks will be pints of beer so problematic that there are no toilets within half a mile. Urinating in public is a crime.</p> <p>People under the influence of alcohol may have their judgement impaired and get cut off by the tide if they wander beyond Orcombe Point.</p> <p>If at Orcombe Gate (event if a temporary licence) then portaloo cubicles should be a condition of licence (similar to rugby event – see photo). The toilets (1) at T1 on our map, ¼ mile away will not be open for all the hours requested.</p> <p>A noise condition should be 55 decibels at 7m for the generator.</p>	

6.	Robert Cooper	
Hearing Unnecessary	No	
Attending	No	
Supporting documents	<p>Photograph of portaloo cubicles provided at the recent rugby event on the beach which had a small bar in the main tent.</p> <p>See APPENDIX I1.</p>	

Summary of key points	<p>It would be better to site it near the Queen's Drive Car Park – where there are toilets</p> <p>If the licensing committee considers this is an application at Orcombe Gate – then previous disorder at this location means not suitable to serve alcohol. Re-consultation needed if Orcombe Gate.</p> <p>Most drinks will be pints of beer so problematic that there are no toilets within half a mile. Urinating in public is a crime.</p> <p>People under the influence of alcohol may have their judgement impaired and get cut off by the tide if they wander beyond Orcombe Point.</p> <p>If at Orcombe Gate (event if a temporary licence) then portaloos cubicles should be a condition of licence (similar to rugby event – see photo). The toilets (1) at T1 on our map, ¼ mile away will not be open for all the hours requested.</p> <p>A noise condition should be 55 decibels at 7m for the generator.</p>
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7.	Rowena Ford	
Hearing Unnecessary		No
Attending		No
Supporting documents		None
Summary of key points	<p>Prevention of crime and disorder Where as at the Western end of the beach alcohol consumption when bought from a licensed premises is supervised as it is consumed on the premises, there would be no supervision at Orcombe Point. Potentially leading to an increase in drunkenness.</p> <p>Prevention of public nuisance Excessive alcohol consumption is likely to lead to a public nuisance, particularly as there are no toilet facilities at Orcombe Point.</p> <p>Protection of children from harm This area is much used by families and children could be adversely affected by witnessing drunkenness.</p> <p>Additional comment: I am concerned that the alcohol being freely available here could lead to excessive consumption – drunkenness, threatening behaviour and disorder and an increase requirement for a police presence. In addition, there are no toilet facilities and as alcohol reduces inhibition this could lead to public urination contaminating the beach and causing distress to families.</p>	

8.	Louise Kathro
Hearing Unnecessary	No response received.
Attending	
Supporting documents	
Summary of key points	

9.	Robert Kathro
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	The hearing is unnecessary because residents and Exmouth Town Council have already made their views known – that the bar proposal should not be approved. My original objection contains my views and they remain as stated.

10.	Stephen Laskey
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	<p>Application Ref:061692</p> <p>Pop up bar Orcombe point Exemouth</p> <p>I stumbled across a sign to say that there was a proposal to erect a pop up bar at the end of Queens Drive Orcombe Point.</p> <p>As a resident above said proposal I find it quite concerning ,we are troubled by music and loud noise and the smell of illegal substances being smoked already. The Pop up bar would only escalate the problem</p> <p>My other concern is the lack of public toilets in general along the beach is a issue, but having a large amount of alcohol being sold and consumed will increase the need for toilets as unfortunately we are aware of the zig zag path up to Foxholes already being used as toilets.</p> <p>Litter would also be a concern from the Pop-up pub , not only from the walkway, beach and the sea.</p>

11.	Deborah Laskey
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	<p>Application Ref:061692</p> <p>Pop up bar Orcombe point Exemouth</p> <p>I stumbled across a sign to say that there was a proposal to erect a pop up bar at the end of Queens Drive Orcombe Point.</p> <p>As a resident above said proposal I find it quite concerning ,we are troubled by music and loud noise and the smell of illegal</p>

APPENDIX I

	<p>substances being smoked already. The Pop up bar would only escalate the problem</p> <p>My other concern is the lack of public toilets in general along the beach is a issue, but having a large amount of alcohol being sold and consumed will increase the need for toilets as unfortunately we are aware of the zig zag path up to Foxholes already being used as toilets.</p> <p>Litter would also be a concern from the Pop-up pub , not only from the walkway, beach and the sea.</p>
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12.	Anthony Mackness
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	None

13.	Deirdre Mackness
Hearing Unnecessary	No
Attending	Yes
Supporting documents	None
Summary of key points	None – see original representation

14.	Marc Martineau
Hearing Unnecessary	No
Attending	No
Supporting documents	None
Summary of key points	<p>Prevention of crime and disorder Alcohol consumption on an unregulated beach will lead to antisocial behaviour. In the past there have been several mass fights on the beach requiring a lot of police presence.</p> <p>Public Safety Alcohol and sea do not mix – increased chance of drunk swimming – more call outs for RNLi</p> <p>Prevention of public nuisance No toilet facilities at Orcombe Point so people will urinate on the beach. It's closes to the residential area so the increased noise will be a problem for nearby residents.</p> <p>Protection of children from harm It's a public beach used by families with children; it's <u>not</u> a pub!</p>

15.	Helen Parker
Hearing Unnecessary	No
Attending	No
Supporting documents	

APPENDIX I

Summary of key points	<p>I refer to my original comments in my email which were brief and to the point.</p> <p>Pedestrianised area. Quiet area currently. Alcohol not appropriate.</p> <p>Staff even if trained area unlikely to be able to respond to behaviour away from the bar. Pop up nature means police may not be aware.</p> <p>Location close to residential estate. Generator limited to 55 decibels as per environmental inspector guidelines.</p> <p>Quiet area, currently safe for children, drinking not appropriate.</p>
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16.	Martin Richards	
	Hearing Unnecessary	No response received.
	Attending	
	Supporting documents	
	Summary of key points	

17.	Juliette Stanworth	
	Hearing Unnecessary	No response received.
	Attending	
	Supporting documents	
	Summary of key points	

18.	Paul Stanworth	
	Hearing Unnecessary	No response received.
	Attending	
	Supporting documents	
	Summary of key points	

19.	Julia Tancock	
	Hearing Unnecessary	No
	Attending	No
	Supporting documents	None
	Summary of key points	None

20.	Geoff Tancock	
	Hearing Unnecessary	No
	Attending	No
	Supporting documents	None
	Summary of key points	None

21.	Ava Wood	
	Hearing Unnecessary	No
	Attending	Yes

Supporting documents	Photographs in support of summary of key points – see APPENDIX I2
Summary of key points	<p>The sale of alcohol for the period and frequency proposed would attract greater numbers to the area at the risk of an increase in disorderly behaviour resulting from the consumption of alcohol. This section of the beach is quiet and usually enjoyed by families, children from the Bristol Camp and dog walkers. Occasionally there is disorderly behaviour, and it must be said that much of it is fuelled by alcohol brought to the area by visitors. The pop-up would lead to more frequent occurrences of alcohol-related disorder that the bar staff would be unable to prevent or contain. The distinct lack of public toilets in the near vicinity is a matter of great concern in this case. The pop-up bar would attract more people to Orcombe Point with nowhere to relieve themselves conveniently, other than the surrounding areas enjoyed by the public and/or alongside residential properties on Foxholes Hill.</p> <p>Photos 1, 2 and 3 show the Orcombe Point section of the beach as less populated and more family orientated than the western sections of the beach.</p> <p>Promotion of Public Safety</p> <p>At busy weekends vehicles are parked on the pedestrian area at the end of Queen’s Drive where the pop-up bar is located, as the legal parking spaces are usually all occupied. The May Bank holiday weekend (23 – 25 May 2026) attracted a great many people to Exmouth beach. Vehicles were parked on double yellow lines throughout the days, raising concerns about public safety. Emergency vehicles cannot negotiate the mini-roundabout when vehicles are double parked. At weekends and in the evenings, there is no or very little monitoring by the police or parking wardens. With the pop-up bar there would be an increase in numbers of people visiting this part of the beach, and the parking concerns would not be limited to the odd weekend. There could be more vehicles parking on the pedestrian area and causing conflict with pedestrians wanting to walk to and from the beach and those just wishing to sit down and enjoy the view.</p> <p>Granting the licence would undermine the objective of promoting public safety. See photos of parking during the 23-25 may Bank Holiday weekend. Photos 4, 5, 6 and 7.</p> <p>Prevention of public nuisance</p> <p>Families choose to use the Orcombe Point end of the beach deliberately to get away from the crowds, noise and activities generated by the crowds at and around the complex at Sideshore (photo 8). We are concerned that the area around Orcombe Point could become a focus for people visiting for reasons of</p>

	<p>availability of alcohol rather than for enjoyment of the quieter part of Exmouth beach.</p> <p>Issuing a licence would not prevent but would increase the scope for public nuisance. The likely increase in people attracted to Orcombe Point to purchase alcohol would bring with it the sort of rowdy behaviour, vandalism and other alcohol related unpleasantness experienced at weekends. This is worrying for Foxholes Hill residents. We have experienced rowdy behaviour, damage to public property (benches and Jurassic coast related interpretation items), foul language and urinating (or worse) alongside residents' properties and in public places. Much of the unpleasantness stems from consumption of alcohol. The pop-up bar would exacerbate the current problems.</p> <p>The pop-up bar itself may not be playing amplified music, but the conditions of the licence cannot prevent the playing of music on the beach or in vehicles. This is noticeably the quiet end of Exmouth beach. The unregulated and unenforceable incidents of noise from amplified music would be more frequent at the expense of the quiet environment of Orcombe Point. Equally, residents on Foxholes Hill would be materially affected by the likely increase in noise, especially those living in properties perched directly above the eastern end of Queens Drive. The objective of preventing public nuisance would not be met.</p> <p>See photo of Foxholes Hill properties from Orcombe Point beach (Photo 9).</p> <p>Protecting children and Young Persons from Harm</p> <p>Given the potential for disorderly behaviour, public nuisance arising from noise, alcohol fuelled conduct and risk to public safety, the objective of protecting children and young persons from harm would be undermined. Families tend to use this part of the beach and appreciate its quietness. It is also used by large groups of children attending the Bristol Camp and accessing the beach for their water sports training. The risks to young children would increase by the exposure to alcohol-related, unsavoury behaviour. Sadly, despite the applicant's and bar staff best intentions, there is a greater risk of poor behaviour than would be the case without the bar at Orcombe Point.</p> <p>See photos of families and children enjoying the beach.</p>
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22.	Laurie Wood	
Hearing Unnecessary		No
Attending		No

Represented by	Mrs Ava Wood – who has also made a representation and will be representing herself and Mr Laurie Wood
Supporting documents	Photographs in support of summary of key points – see APPENDIX I2
Summary of key points	<p>The sale of alcohol for the period and frequency proposed would attract greater numbers to the area at the risk of an increase in disorderly behaviour resulting from the consumption of alcohol. This section of the beach is quiet and usually enjoyed by families, children from the Bristol Camp and dog walkers. Occasionally there is disorderly behaviour, and it must be said that much of it is fuelled by alcohol brought to the area by visitors. The pop-up would lead to more frequent occurrences of alcohol-related disorder that the bar staff would be unable to prevent or contain. The distinct lack of public toilets in the near vicinity is a matter of great concern in this case. The pop-up bar would attract more people to Orcombe Point with nowhere to relieve themselves conveniently, other than the surrounding areas enjoyed by the public and/or alongside residential properties on Foxholes Hill.</p> <p>Photos 1, 2 and 3 show the Orcombe Point section of the beach as less populated and more family orientated than the western sections of the beach.</p> <p>Promotion of Public Safety</p> <p>At busy weekends vehicles are parked on the pedestrian area at the end of Queen’s Drive where the pop-up bar is located, as the legal parking spaces are usually all occupied. The May Bank holiday weekend (23 – 25 May 2026) attracted a great many people to Exmouth beach. Vehicles were parked on double yellow lines throughout the days, raising concerns about public safety. Emergency vehicles cannot negotiate the mini-roundabout when vehicles are double parked. At weekends and in the evenings, there is no or very little monitoring by the police or parking wardens. With the pop-up bar there would be an increase in numbers of people visiting this part of the beach, and the parking concerns would not be limited to the odd weekend. There could be more vehicles parking on the pedestrian area and causing conflict with pedestrians wanting to walk to and from the beach and those just wishing to sit down and enjoy the view.</p> <p>Granting the licence would undermine the objective of promoting public safety. See photos of parking during the 23-25 may Bank Holiday weekend. Photos 4, 5, 6 and 7.</p> <p>Prevention of public nuisance</p>

Families choose to use the Orcombe Point end of the beach deliberately to get away from the crowds, noise and activities generated by the crowds at and around the complex at Sideshore (photo 8). We are concerned that the area around Orcombe Point could become a focus for people visiting for reasons of availability of alcohol rather than for enjoyment of the quieter part of Exmouth beach.

Issuing a licence would not prevent but would increase the scope for public nuisance. The likely increase in people attracted to Orcombe Point to purchase alcohol would bring with it the sort of rowdy behaviour, vandalism and other alcohol related unpleasantness experienced at weekends. This is worrying for Foxholes Hill residents. We have experienced rowdy behaviour, damage to public property (benches and Jurassic coast related interpretation items), foul language and urinating (or worse) alongside residents' properties and in public places. Much of the unpleasantness stems from consumption of alcohol. The pop-up bar would exacerbate the current problems.

The pop-up bar itself may not be playing amplified music, but the conditions of the licence cannot prevent the playing of music on the beach or in vehicles. This is noticeably the quiet end of Exmouth beach. The unregulated and unenforceable incidents of noise from amplified music would be more frequent at the expense of the quiet environment of Orcombe Point. Equally, residents on Foxholes Hill would be materially affected by the likely increase in noise, especially those living in properties perched directly above the eastern end of Queens Drive. The objective of preventing public nuisance would not be met.

See photo of Foxholes Hill properties from Orcombe Point beach (Photo 9).

Protecting children and Young Persons from Harm

Given the potential for disorderly behaviour, public nuisance arising from noise, alcohol fuelled conduct and risk to public safety, the objective of protecting children and young persons from harm would be undermined. Families tend to use this part of the beach and appreciate its quietness. It is also used by large groups of children attending the Bristol Camp and accessing the beach for their water sports training. The risks to young children would increase by the exposure to alcohol-related, unsavoury behaviour. Sadly, despite the applicant's and bar staff best intentions, there is a greater risk of poor behaviour than would be the case without the bar at Orcombe Point.

See photos of families and children enjoying the beach.









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PHOTO 3.
BATHHOUSE PUB-NR BEACH
EXMOUTH. (WEST END)
23 MAY
TIME 19.10

Appendix 12

PHOTO 4

PEDESTRIAN AREA
SIGNAGE

ORCOMBE POINT BEACH

24 MAY

TIME - 17:30



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PHOTO 5
PARKING ON PEDESTRIAN AREA
AT ORCOMBE POINT
24 MAY
TIME - 17.30



PHOTO 6.
PARKING ON DOUBLE YELLOW LINES
ORCONIBE POINT
25 MAY
TIME 17.10



PHOTO 7

PARKING ON DOUBLE YELLOW LINES
& PEDESTRIAN AREAS

24 MAY

TIME - 17.30

Appendix 12



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Appendix I2

PHOTO 8

SIDE SHORE WATER
SPORTS CENTRE

25 MAY

TIME 18.30



PHOTO 9.
VIEW OF HOUSES ON FOXHOLES HILL
FROM ORCOMBE BEACH

23 MAY

TIME- 17.50



OPERATING SCHEDULE

STEPS THE APPLICANT INTENDS TO TAKE TO PROMOTE THE LICENSING OBJECTIVES

The Prevention of Crime and Disorder

1. Training

All staff engaged in licensable activity at the trailer will receive training at the beginning of their shift in relation to the following:

- The Challenge 25 scheme in operation at the premises, including the forms of identification that are acceptable.
- The hours and activities permitted by the premises licence issued under the Licensing Act 2003 and conditions attached to the licence.
- How to complete and maintain the refusal register in operation at the trailer.
- Recognising the signs of drunkenness.
- 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.
- Action to be taken in the event of an emergency, including reporting an incident to the emergency services.

2. Incident Log

An incident log shall be kept and maintained at the trailer which will include:

- Any incidents of disorder or of a violent or anti-social nature.
- Any complaints received.
- Any visits by a responsible authority or emergency service.

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

Alcohol Consumption

No alcohol will be served past the terminal hour of the bar close time.

Management Controls

A personal licence holder shall be available to contact at all times when the premises are authorised to sell alcohol. All alcohol on display will be visible to cashier staff at all times.

Nature of Alcohol Sales

- No super-strength beer, lager, cider or spirit mixtures of 5.5% ABV or above shall be sold, except premium beer and cider in plastic cups.
- No self-service of alcohol or spirits.
- No single cans or bottles of beer, cider or spirit mixtures.
- No miniature bottles of spirits (20cl or less).
- Alcohol sales shall only take place from a mobile dispense bar.

Public Safety

All drinks shall be served in biodegradable plastic containers. Litter will be collected regularly to prevent build-up in and around the area.

The Prevention of Public Nuisance

- No external speakers for amplified music.
- Noise-minimising equipment and regular maintenance of machinery.
- Generators positioned away from residential areas.
- No handling of kegs, bottles or waste before 10am or after 7pm.
- No deliveries between 12pm and 7pm.

A contact telephone number for management will be available for residents to report issues.

Waste and litter will be managed during operation and removed when the trailer is closed, including a 50-metre litter sweep at terminal hour.

The Protection of Children from Harm

All staff will be trained in alcohol sales law and a written Challenge 25 age-verification policy will apply. Acceptable ID:

- Photo driving licence
- Passport
- PASS hologram identification card

An alcohol refusal register will be kept recording all refused sales. Children will not be able to buy anything from the trailer.